

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
15	M11032+P 11032+V11 032	Northwest Premium Meats, LLC	AOC12101 13604G	04NOV2019	04C02	Livestock Humane Handling	Finalized	<p>On October 31, 2019, CSI Weiss was performing online slaughter inspection on bovine when (b)(7)(C) heard two stunning attempts in quick succession. (b)(7)(C) observed the dressed head had two penetrating holes. A meeting was held between (b)(7)(C), (b)(7)(C), (b)(7)(C) to discuss the incident. During the meeting it was emphasized that the regulatory performance standard is the delivery of an effective stun producing complete insensibility of the animal on the first stunning attempt. It is the establishment's responsibility to provide sufficient restraint per 9CFR 313.15(a)(1) to assure accurate placement of the hand-held captive bolt device in the target area.</p>
25	M1620	Quality Pork Processors	QMO4822 121518G	18DEC2019	04C02	Livestock Humane Handling	Finalized	<p>At approximately 2038 hours on December 18th, 2019, I observed a livestock employee attempt to move a group of hogs from pen 213 into pen 317. The group became congested at the turn into the pen, and I observed the employee use his rattle paddle to tap several of the hogs that were at the back of the group and were unable to move. There were also a few hogs that were attempting to climb on top of other hogs. I discussed this with (b)(7)(C) and (b)(7)(C) and had them view the corresponding surveillance footage. In the footage, the employee did not close the inner pen gate as he should have, resulting in hogs walking in the opposite direction and causing the congestion. Regardless of whether there is congestion during moving groups or not, hogs are to be moved with a minimum of stress and excitement. Using the rattle paddle to tap hogs who are unable to move causes excess stress. (b)(7)(C) and (b)(7)(C) responded that they would take care of the situation.</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
25	M17D+P76 13+V17D	Smithfield Packaged Meats Corp.	WLJ21161 23311G	11DEC2019	04C02	Livestock Humane Handling	Finalized	<p>At approximately 1220 hours while performing verification of HATS Category IX - Conscious Animals on the Rail, I saw an unconscious hog gasp three times after being stuck. The employee that watches this area stopped the line and grabbed a hand-held captive bolt gun to give a security knock. When the trigger was pulled the hand-held captive bolt gun did not fire. The second hand-held captive bolt gun that is kept in this area was retrieved there was no round in the chamber. A round was loaded into the secondary hand-held captive bolt gun and the security knock was successfully applied. The hog never regained consciousness. At approximately 1225 hours while continuing to monitor this area, I saw another unconscious hog gasp after being stuck. The employee in the area pushed the red button to stop the line, but the line did not stop. He immediately got the attention of the employee sticking the hogs and had him stop the line. Once again, the hand-held captive bolt gun did not fire when the trigger was pulled despite a round being loaded. The secondary hand-held captive bolt gun was used to administer the security knock. The hog never regained consciousness. After this occurred, (b)(6) and another employee came over to check the hand-held captive bolt guns. Both devices were deemed mechanically sound. The misfiring of the devices was deemed to be due to the rounds being slightly damp due to increased condensation in the area. The rounds in the area were replaced with dry charges. The employee that had tried to stop the line earlier informed (b)(6) that the line stop button was malfunctioning as well. I spoke with (b)(6) after their conversation to let him know what I had seen. I confirmed with him that it is company policy to always have to hand-held captive bolt guns loaded and ready to use in the area, and I informed him that the</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								secondary device had not been loaded during the first incident. These conditions were imperfect, but no hogs regained consciousness.

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
80	M19290+P 19290+V19 290	Working H Meats, LLC	NAW30091 03310G	10OCT2019	04C02	Livestock Humane Handling	Open	<p>Today, October 10, 2019, at approximately 0840 hours, I verbally notified Mrs. Terrie Hardesty, establishment owner/manager, of my decision to suspend slaughter at Establishment 19290. I advised Mrs. Hardesty that I would be contacting (b)(6) and the Raleigh District Office about my decision. At approximately 0836 hours, an Angus cross steer was loaded into the kill chute and the head gate. The animal laid down and would not get up or lift its head to be locked into the head restraint mechanism recently installed. (b)(6) fired the .22 magnum and the steer appeared to be unconscious. (b)(6) checked the eye reflex twice with no response and stated that the tongue was hanging out. (b)(6) then replaced the gun on the wall. The steer was released from the chute, struggled on the floor, and then began trying to get up. (b)(6) then retrieved the .308 rifle but was not able to get a good shot with the .308 rifle immediately. At 0838 hours, (b)(6) stuck the steer to get it to bleed out. A few seconds later, (b)(6) was able to get a shot with the .308 rifle, and the steer was rendered unconscious. After being informed of the incident on the kill floor by (b)(6), I instructed him to place a US retain tag on the kill chute. US Retain tag B40457349 was placed on the kill chute at approximately 0840 hours, and I notified (b)(6) that federal slaughter was suspended and that I would be contacting (b)(6) and the Raleigh District Office.</p> <p>Establishment 19290 is currently under a suspension in abeyance for an egregious stunning incident on September 5, 2019. I am recommending reinstatement of the suspension for the following reasons: (1) The establishment did not follow their previous corrective actions since the steer was not fully restrained, (2) the</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								animal returned to consciousness, and (3) an establishment employee stuck the animal prior to it being rendered unconscious.
25	M1962+P1962	Perry Way Foods, LLC	LIN0512110726G	26NOV2019	04C02	Livestock Humane Handling	Finalized	<p>On 11/26/2019 at 10am I met with (b)(6) to discuss a summary of a humane handling incident that occurred on 11/18/2019. On 11/18/2019 at approximately 10am a truck driver informed barn employees that the upper deck of the trailer had collapsed. The trailer was full of sows, with sows on both upper and lower decks of the trailer. With help of maintenance personnel, barn employees, and the truck driver, the living sows were removed humanely. There were 2 dead sows: one was clear of the collapsed deck, the other was trapped underneath the collapsed deck. I performed antemortem inspection on the surviving sows as they exited the trailer. I did not find any significant injuries and no lameness was observed. The trailer was driven away from the facility where an investigation would be performed to identify the underlying cause. Based on the identified cause, corrective actions would be provided. On 11/25/2019, Lynch Livestock provided a document showing the underlying cause and corrective actions taken. The underlying cause was determined to be "safety stops" that were not put back in place after the trailer was washed. This resulted in the suspension cables supporting the upper deck to fail, causing the collapse. Corrective actions included repairs to the trailer being completed, ensuring the trucker improves his pre-trip inspection process, and to have the trucker complete TQA recertification. In addition, this situation was reviewed with all drivers who were reminded of the importance of pre-trip inspection.</p>

Table: MOIs in Response to FOIA2020-127

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25	M2460+P2 460	Cimpl's, Inc.	PMB03121 00210G	10OCT2019	04C02	Livestock Humane Handling	Finalized	<p>On October 9, 2019 at approximately 1650, I (b)(6) was performing HATS Category VIII – Stunning Effectiveness observations at the restrainer. A mature Black Angus cow was moved into the restrainer. When it approached the head catch, the cow managed to get a leg through the head catch. The restrainer operator noticed that the leg was in the catch and attempted to back the cow back through the catch. The cow then proceeded to jump and get its other leg through the head catch. The cow at this point was very agitated and was vocalizing. The cow struggled its way through the head catch and into the Halal pit. This is a drop of approximately four feet. The cow then began running into the door of the Halal pit until it opened and then entered the shackle pit. The metal screen door to the shackle pit was closed so the cow could not exit. The cow then went behind the shackle station guard where it became stuck between two posts. Establishment employees were able to open the door and get the cow to back up from the shackle guard. The cow found its way back to the barn where it was placed with another lot of cattle. The cow did not appear to be injured but was very agitated. This incident did not appear to be due to equipment failure or employee negligence. The cow was already worked up prior to entering the restrainer. The restrainer operator did not have the head catch open any more than they usually do. The establishment employees also attempted to do everything they could to quickly and safely get the cow back to the barn.</p>

Table: MOIs in Response to FOIA2020-127

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25	M2460+P2 460	Cimpl's, Inc.	PMB27091 04211G	11OCT2019	04C02	Livestock Humane Handling	Finalized	<p>On October 10, 2019 while I (b)(6) (b)(6) was performing an odd-hours inspection of the barn and animal handling facilities I noticed the following concerns: The first steel post (closest to alley) on the east side of pen 19 had a small burr forming on it. The tin hung above the concrete wall that separates the alley and the US Suspect Pen/Pen 1 was bent out in multiple places which formed sharp edges. Also, the west side of this tin was not secured and could be bent out easily. This tin would be at eye/shoulder level for Holstein cattle. (b)(6) (b)(6) was notified of these findings and repairs were made.</p>
25	M2460+P2 460	Cimpl's, Inc.	PMB59081 10626G	26NOV2019	04C02	Livestock Humane Handling	Finalized	<p>At approximately 0750 hours, while walking past the tub area I (b)(6) noticed the crowd gate was open, at this point I observed 3 different points on the bottom edge closest to the pivot point where the weld had let loose or rusted. These points are not firmly affixed to the frame of the gate. I felt the 3 points and did not feel any sharp areas, but they do have the potential to become sharp as they wear. At approximately 0805 hours I brought my concerns to the attention of (b)(6) (b)(6).</p>

Table: MOIs in Response to FOIA2020-127

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25	M253	Long Prairie Packing Company, LLC	AGL260912 2626G	26DEC2019	04C02	Livestock Humane Handling	Finalized	<p>12/17/2019 Time: 10:03 AM Central Time Location: Long Prairie Pack At approximately 10:03 AM on December 17, 2019, I was walking back to the restrainer and carousel area (zone 1) to perform HATS task IX, return to consciousness. While I was back by the driving lanes to the restrainer, I noticed a black angus cow that had been stunned with a hand-held captive bolt followed by a jugular stick (I did not witness the cow being euthanized) lying in the right lane leading to the restrainer with a chain around her neck. The cow was lying in the left lateral position and was moving her right eye and blinking. At the position that I was at, I was unable to determine if there was any eye tracking. In addition to the eye movements, the cow was letting out deep agonal gasps consistently every couple of seconds. In between these gasps, the cow had a deep muffled groaning noise that was also consistently occurring every couple of seconds. I informed (b)(6) (b)(6) and (b)(6) that this animal needed to be stunned again. A plant employee stunned the cow with a hand-held captive bolt with 2 additional security knocks. After the first stun, the eye movement stopped completely. A couple minutes after the security stuns, the cow started to let out slow, deep agonal gasps again. No additional signs of returning to consciousness were seen at this time. The establishment employee then extended the cut on the neck of the cow. (b)(6) informed me that when the cow was stunned, he did not witness any signs that the cow was conscious/returning to consciousness. I stayed and verified no additional movements or reflexes occurred and that the cow was unconscious. Once that was confirmed, I informed the plant that no additional knocking could occur. I informed the plant that they could run out the line of the</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								animals that were already stunned and exsanguinated and the cows held in the restrainer. The restrainer was tagged up with reject tag B41501115 at approximately 10:12 AM. After further discussion, it was determined that the cow did not regain consciousness, and I removed my reject tag. Afterwards, I looked at the unconscious cow's head to look at the position of the stun holes. I was able to find 3 stun holes but not the fourth stun hole (the cow still has her hide on, so I was only able to palpate the holes and not visibly see the stun holes). The 3 stun holes were located halfway between the poll of the head and the eyes, in addition to being at an equal distance from one side of the head to the other.

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
15	M27472	Noah's Ark Processors, LLC	DRO56121 15212G	12NOV2019	04C02	Livestock Humane Handling	Finalized	<p>Observations at the roll box area by (b)(6) on 11.10.2019 On 11.10.2019 at approximately 0700 hours I was standing on the platform near the secondary stun box observing the establishment test out a newly fabricated carcass separation system for the stack when the employee who does the shackling alerted (b)(6) to contact the kill supervisors because there were two animals in the roll box. From my position I could not observe what was going on, but there was obvious urgency in the way the establishment personnel were reacting to the situation. By the time I made it down to the roll box area, the first animal that was restrained in the roll box had received the ritual slaughter cut and had already been released from the box and the second animal that had made its way into the stun box, sometime during the slaughter of the animal before it, was lying unconscious. The second animal was only partially in the stun box. The back end of the second animal was still in the alleyway before the stun box. The establishment had applied a stun to the animal from a handheld captive bolt device. I applied US rejected tag number B31963211 to the roll box at approximately 0715 hours.</p> <p>Disposition of Beef Carcass for the second animal partially trapped in roll box by (b)(6)</p> <p>HH Incident at Roll Box 11.10.2019 While performing the disposition process of carcass 007, the viscera and pluck were without any notable gross lesions. The carcass sides reveal moderate bruising over the shoulders and lumbar region of the carcass with some blood set in the musculature of these areas. With the evaluation of the spinal vertebrae there were notable signs of injury to the cervical and thoracic spine. The lumbar spinal vertebrae had visible fractures at L2 and L4. The tongue had no gross lesions. The skull had multiple fractures of the vomeronasal bone;</p>

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								<p>temporal and occipital bones had multiple fractures, with the right ramus of the mandible being fractured as well. My assessment after observing the carcass with multiple fractures of skull bones and blood set within the musculature of the head is that the animal succumbed to the traumatic injuries prior to the administration of the single stun with the handheld captive bolt (HHCB) device. (b)(6)</p> <p>confirmed with IPP that the animal was unresponsive prior to the stun application with the HHCB device by plant employees. The evidence suggests that the animal died from the traumatic injuries and not the HHCB stun. "After investigating the incident, plant management proffered the following measures to improve on the roll-box performance and prevent recurrence:</p> <p>(b)(4)</p>

Table: MOIs in Response to FOIA2020-127

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05	M354	Cargill Meat Solution	RNK13131 22413G	13DEC2019	04C02	Livestock Humane Handling	Finalized	<p>On Monday 11/25/19, during a routine HATS inspection of the feedlot pens on the west side of the premises, (b)(6) and Stephanie Galvan became concerned that some of the animals had not been recently fed. In-Plant Personnel (IPP) observed that the feed bunks in Feedlot Pens 7 and 8 looked significantly emptier than the surrounding bunks and that the animals quickly attempted to consume hay pushed towards them. IPP reviewed the Establishment's feeding logs and discovered multiple discrepancies that made it hard to verify when the animals on premises had been fed. First, the log for Saturday 11/23/19 was incomplete for all pens on premises. IPP noted "11/23" was filled out on the top of the log, but the rest was empty. After IPP brought this up to (b)(6) (b)(6) she populated the log to reflect the feeding completed on 11/23/19 for all pens on premises. She noted this change by writing "filled out 11-25-19." Second, the log for Sunday 11/24/19 was not completed for the feedlot pens, despite animals being housed in these pens since 11/22/19 and the pens in the yards being filled out for this date. On Friday 11/29/19, Supervisor Herrera informed (b)(6) that the feedlot pens were checked at approximately 0600 hours on 11/24/19, but there was no annotation of this check on the log. At this 0600 hours feedlot check it was reported that these pens did not require additional feed because they already had feed. (b)(6) also reported to (b)(6) on 11/29/19 that, although it was not documented, the feedlot pens were all fed between 1200 hours and 1500 hours when it was documented on the log that the usual yards pens were fed. Third, the feeding logs for Sunday 11/24/19 and Monday 11/25/19 show an interval between feedings that is greater than 24 hours. The last feeding time on 11/24/19 is documented</p>

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Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								<p>as 1200 hours to 1500 hours and the next documented time is Monday 11/25/19 between 1600 hours and 1800 hours, which represents a 25-hour interval. On Friday 11/29/19, (b)(6) (b)(6) reported to (b)(6) that the feedlot animals were also fed on Monday 11/25/19 at 1430 hours. Despite this matter being investigated by multiple IPP throughout the week, this was the first time that this information was presented to IPP and it was not documented on the 11/25/19 log. According to the Daily Inventory records kept by the Establishment, approximately 420 head of cattle, received on either 11/22/19 or 11/23/19, were present in the yards pens during the 25-hour interval described. Maintenance of accurate feeding logs is not a regulatory requirement. However, IPP recommend plant management complete feeding logs accurately and at the time of feeding to ensure consistency in the feeding of animals, regulatory compliance, and promote clear communication among all parties. Poor communication can lead to animals inadvertently not being fed or not being fed within the 24-hour window required by regulation. IPP would like to remind plant management that to remain compliant with 9 CFR 313.2(e), all animals held longer than 24 hours on premises shall have access to feed. This memorandum is issued to give plant management the opportunity to address the aforementioned issues and proffer necessary measures to prevent failures.</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
15	M40463+V40463	Alaska Interior Meats, LLC	NZS0719113207G	07NOV2019	04C02	Livestock Humane Handling	Finalized	<p>On November 6, 2019 at approximately 0830 hours while verifying HATS Category VIII Stunning Effectiveness and HATS Category XI Conscious Animals on the Rail on the slaughter floor, I, (b)(6) observed an animal regain consciousness after being stunned, shackled, hoisted and stuck for bleeding. I observed the stun operator effectively stun a market swine with the electrical stunning device to the head on the first stunning attempt. The swine's rear leg was shackled. While the swine was being hoisted, the shackle loosened and fell off the animal's leg, releasing the swine to the ground. While the swine was lying in lateral recumbency on the ground and still unconscious, the animal was stuck for bleeding. The swine's rear leg was re-shackled, and the swine was fully hoisted off the ground while unconscious. I observed, after a few seconds, the shackle loosen a second time and the swine fall to the ground, initially landing on its head. I observed the animal regain consciousness. I observed the swine sit upright and maintain a sitting position with the back legs bent and the front legs straight with hooves on the ground. Chris Miller, plant manager, was present and immediately instructed the stun operator to re-stun the swine. The stun operator applied a second attempt with the electrical stunning device to the head, which rendered the animal unconscious. I observed the swine re-shackled, re-hoisted and re-stuck for bleeding. Mr. Miller immediately addressed the incident with verbal instruction to the stun operator. I verbally informed Mr. Miller of the non-compliance. Mr. Miller was not present for the next market swine. I observed the stun operator effectively stun the swine on the first stun attempt with the electrical stunning device to the head. The animal was shackled and hoisted. When the swine was about 90% hoisted</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								and its head was still lying on the ground, the shackle loosened, and the swine fell to the ground. The swine did not regain consciousness. The animal was re-shackled, re-hoisted and effectively stuck for bleeding. The animal remained unconscious. I notified Mr. Miller of the ineffectual shackling. Mr. Miller directly supervised the next two market swine's. They were effectively stunned on the first stunning attempt with the electrical stunning device to the head. The animals were shackled, hoisted and stuck for bleeding without sliding out of the shackle or regaining consciousness. The Denver District Office was contacted via supervisory channels and the incident was determined to be egregious. USDA Reject tag B37157201 was applied to the stunning box.

Table: MOIs in Response to FOIA2020-127

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90	M44779	Spencer County Butcher Block	VMV2608111627G	27NOV2019	04C02	Livestock Humane Handling	Finalized	<p>On Tuesday, November 26, 2019 Spencer County Butcher Block (M44779) Taylorsville, KY engaged in federally inspected slaughter activities. The Supervisory Veterinary Medical Officer (SVMO) made the following observations in the holding pens while performing the livestock humane handling activities tracking system (HATS) task at 1530 hrs. EST: · The swine pen was found to have approximately 75% of the floor covered in roughly one inch of liquid feces; the cut-off bottoms of plastic drums were likewise coated in feces and contained a small volume of some type of black liquid (feces?); the bedding covering the remaining 25% of the floor was wet. · Multiple sheep pens were found with roughly 2-3 inches of packed manure and no visibly clean bedding. The animals in question had not been declared for federally inspected slaughter. The establishment considers all animals in the holding pens to be custom exempt until declared for federal inspection. However, the establishment is once again reminded that the Federal Meat Inspection Act (FMIA) and the Humane Methods of Slaughter Act (HMSA) applies to custom exempt animals per USDA FSIS Directive 5930.1 revision 4. Similar recent custom exempt MOIs were issued July 9, 2019, July 26, 2019, and September 20, 2019. (b)(6) (b)(6) was made aware of these observations and the forthcoming documentation.</p>

Table: MOIs in Response to FOIA2020-127

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90	M44779	Spencer County Butcher Block	VMV35171 24111G	11DEC2019	04C02	Livestock Humane Handling	Finalized	<p>Spencer County Butcher Block (M44779) Taylorsville, KY engaged in federally inspected slaughter activity on December 11, 2019. The</p> <p>(b)(6)</p> <p>(b)(6) made the following observations at 1030 hrs. EST while performing the livestock Humane Handling Activities Tracking System (HATS) task: · A pen of 5 beef calves was found without access to water; no visible means of watering the animals was observed. · Above a pen of beef calves a foam insulation panel was hanging precariously. · A pen containing sheep and goats too numerous to count (TNTC); these animals held overnight had questionable room to lie down. · A pen of sheep and goats was found to have one dead goat. · A pen holding swine was found to have approximately 50% of the flooring covered in 1-2 inches of soupy manure; approximately 25% covered in wet bedding; and approximately 25% in borderline acceptable bedding. The bottoms of plastic drums being used as feed troughs contained some type of "slop" as a food source. Two swine were observed ambulatory disabled amongst the normal population; one possibly having a hip injury, the other a swollen rear distal extremity with an open wound and walking three-legged lame for the most part. While the animals involved with the above observations are considered custom exempt by the establishment until presented for federally inspected slaughter, the establishment is once again reminded that the Federal Meat Inspection Act (FMIA) and the Humane Methods of Slaughter Act (HMSA) applies to custom exempt animals per USDA-FSIS Directive 5930.1 revision 4. MOI #VMV50121116261 dated November 26, 2019 was the most recent documentation concerning custom exempt livestock. The above</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								observations were brought to the attention of [REDACTED] who was likewise informed of the documentation of these findings.
90	M44779	Spencer County Butcher Block	VMV35101 25727G	27DEC2019	04C02	Livestock Humane Handling	Finalized	<p>Spencer County Butcher Block (M44779) Taylorsville, KY engaged in federally inspected slaughter activity on December 26, 2019. The remaining livestock in the holding pens that did not receive ante-mortem inspection by IPP are considered custom exempt by the establishment. That stated, at approximately 1400 hrs. EST the Supervisory Veterinary Medical Officer (SVMO) made the following observation: the swine pen holding swine of various sizes and too numerous to count was found to have standing liquid feces of approximately one inch in depth covering roughly one-fourth of the floor, soupy feces covering roughly one-fourth of the floor, and the remainder of the floor covered with recumbent swine. Some of the swine were observed lying on the fringe of the recumbent pile in the soupy manure portion of the floor. The condition of the bedding where the swine were lying could not be evaluated at the time of observation. The three bottoms of cut-off plastic drums were observed covered in feces and contained liquid material consistent with that covering the floor. [REDACTED] was notified by IPP of this observation and the forthcoming documentation. Per Directive 5930.1 revision 4 the Federal Meat Inspection Act (FMIA) and the Humane Methods of Slaughter Act (HMSA) applies to custom exempt livestock. The above observation continues a recent trend in humane handling issues involving custom exempt animals at the establishment.</p>

Table: MOIs in Response to FOIA2020-127

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25	M45321	Upper Iowa Beef LLC	BYF391311 4706G	06NOV2019	04C02	Livestock Humane Handling	Finalized	On November 6th, 2019 approximately at 1315 hours I went to the outdoor holding pen to perform a humane handling task on truck unloading. I observed 40 fat cattle depart from the trailer, approximately 80% of the cattle slipped 8-15 feet from the trailer on what appeared to be a buildup of frozen manure on the concrete pad between the dock and the building entrance door. Three to four head of cattle fell, getting up without appearing to have any injuries. I informed (b)(6) and (b)(6) of the finding at 1330 hours. This is the last load of cattle to arrive at the establishment for today's slaughter.
25	M45321	Upper Iowa Beef LLC	BYF421511 1306G	06NOV2019	04C02	Livestock Humane Handling	Finalized	On 11/5/2019 approximately at 1300 hours I went to the indoor holding pens to perform ante-mortem inspection. While there I observed a plant employee holding a rattle paddle with two hands using it in a jabbing motion impacting the beef animal held in the alleyway in the middle of the back several times. The animal moved forward after several uses of the rattle paddle in this manner. A similar use of the rattle paddle was discussed during the 10/31/2019 weekly meeting.

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
25	M45554A+ P45554A+V 45554A	Great Frontier Meats	OXR07121 05804G	04OCT2019	04C02	Livestock Humane Handling	Finalized	<p>This is to document a meeting between (b)(6) and Plant Owner Tom Pioske about Humane Handling. On the second hog of the morning, the electric wand was applied without being plugged in. The employee applying the wand released the hog within seconds after application and the pig became fractious. A second application occurred before (b)(6) stopped the activity. Mr. Pioske identified the wand as not being plugged into an outlet. The wand tips are circular with an outer ring of teeth approximately 1/4 inch in length and an inner spiked tooth extending 1/2 inch. There was no sings of blood or breakage of the skin when (b)(6) examined the pig. During this examination, the pig reacted with a lesser degree of excitement. (b)(6) and Mr. Pioske discussed ensuring all stunning equipment was properly maintained/energized prior to application to avoid exciting the animal being stunned. Mr. Pioske understood and agreed.</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
25	M45629+V 45629	Andy's Meats Inc.	DJP291211 2915G	15NOV2019	04C02	Livestock Humane Handling	Finalized	<p>On November 8, 2019 while observing HAT category VII observation for slips and falls at about 8AM, I, (b)(6) along with (b)(6) made the following observations and discussed the findings with plant manager Andy Zubek, (b)(6) and (b)(6). Slaughter was underway and we observed an establishment employee sorting pigs and guiding them to the chute. He was using a louder than ideal voice when moving the pigs and instead of using his BB filled paddle to simply make noise to move the pigs he was using it to tap on the pigs regularly and once appeared to tap on a pig's head when it started to climb on other pigs. I discussed the situation with Mr. Zubek who spoke with the employee in question. We observed the same employee a few minutes later quietly guiding the pigs to the chute with little contact from the paddle. The barn was much quieter and he was using the paddle to guide pigs in a wide arc to the chute. The pigs were much more calm and moved easier with the gentler treatment. We also noticed that the design of the backup chute currently in use while the regular stunning equipment is awaiting repairs is not ideal. The pigs are guided behind a heavy metal gate which is difficult for the employee to open and close and then to enter the chute from the crowd pen, pigs must make a sudden 90 degree left turn. At this point we observed many pigs slip from the slippery conditions on the floor. We discussed the possibility of more frequent cleaning or other means to improve footing at this location. We also noticed during our second round of observations that about 25% of the pigs needed to be prodded with a battery powered prod to get onto the belt while very few had needed it during our first round of observations. The establishment does not have a written animal welfare program but (b)(6) and (b)(6).</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								mentioned that the establishment is considering reintroducing their written records of animal handling in the barn and stunning effectiveness.

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
90	M46070+P 46070	Marble City Meats LLC	KLE381110 1021G	21OCT2019	04C02	Livestock Humane Handling	Open	<p>Handling of Livestock Summary: (b)(6) (b)(6) covered for (b)(6) on 10/10/2019. The Following contains the Verification Plan for Marble City Meats, LLC. Establishment #M46070, Sylacauga, AL. All tasks were observed and verified on 10/10/2019. The establishment did not conduct any inspected red meat slaughter operations outside that date. Establishment Owner/Manager Matthew Lawrence informed inspection personnel that due to his new outside job responsibilities the establishment would not conduct any inspected red meat slaughter operations for several of the upcoming weeks. No timeline was given as to when establishment would start back operations. Based on the plants adherence to their corrective action plan and regulatory compliance, I recommend the abeyance continue without any further action at this time. Issue/Action Plan: Verify that the establishment utilizes an SOP to not accept hogs with an "atypical head formation". Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR § 313.16(a)(3) PHIS Task: HATS CATEGORY VIII (8) Findings: Based on my review of establishment records, establishment has implemented the SOP for animal type acceptability on 10/10/2019. The SOP for animal body type states "We only accept hogs that have a standard head confirmation." Additionally, the SOP has images of Acceptable and Not Acceptable animals. Issue/Action Plan: Verify that the establishment maintains two (2) functioning hand held captive bolts (HHCB), and a third .22 rifle backup stun weapon, near the stun area, and during stunning operations. Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR §, 313.16(a)(3) PHIS Task: HATS CATEGORY VIII (8) Findings: Based upon visual observation and record review,</p>

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								<p>Establishment had 2 Functioning captive bolts as well as a third .22 rifle backup stun weapon near the stun area during stunning operation.</p> <p>Establishment pre-op and operational logs as well as their robust systematic approach paperwork have sections that indicate Primary, Secondary, and backup stun are present and in good working order in the room. Establishment affirms on their data log sheets that the said stun equipment is present in the room. Issue/Action Plan: Verify that the establishment, if necessary, upon need for a third stun to render an animal insensible, utilizes the .22 rifle for said third stun attempt.</p> <p>Regulations: 9 CFR § 313.16(a)(1), 9 CFR § 313.16(a)(3), 9 CFR § 313.16(b)(1)(ii) PHIS Task: HATS CATEGORY VIII (8) Findings: Based on visual observation, the establishment did not need to utilize the .22 rifle for a third stun attempt on 10/10/2019. Although the .22 rifle backup stun weapon was in slaughter room near the stun area loaded with safety on in gun case. Issue/Action Plan: Verify that the stun operators are trained and have successfully passed the establishment's test, prior to the stun operator being allowed to resume the actions of stunning. Regulations: 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv) PHIS Task: HATS CATEGORY VIII (8) Findings: Based upon my review of establishment Stunning training logs, Establishment stun operator & owner Matthew Lawrence successfully completed and passed all necessary retraining and testing of stunning effectiveness on 9/18/2019. The training was witnessed and signed by (b)(6). No additional training has been performed or recorded Issue/Action Plan: Verify that the establishment has verifiable procedures for stun weapon cleaning, maintenance, and charge selection and usage. Regulations: 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv), 9</p>

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								<p>CFR § 313.15(b)(1)(ii), 9 CFR § 313.16(b)(1)(ii) PHIS Task: HATS CATEGORY VIII (8) Findings: Based upon my review of Establishment records, Establishment created a SOP for Stunning weapon Maintenance and implemented SOP on 10/10/19. SOP state that establishment will clean all stun weapons weekly. The Captive bolt devices will have their springs and rubber chamber replaced after every 200 stuns. The Maintenance of the stunning weapons are documented on the "Gun Maintenance Record Log". The Establishment documented on 10/6/2019 that they cleaned and returned it back to operational standards. Issue/Action Plan: Verify that the establishment has provided and posted stunning "landmark charts" and that such are clearly posted in slaughter room and near stun area. Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR § 313.16(a)(3), 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv) PHIS Task: HATS CATEGORY VIII (8) Findings: Based upon direct visual observation, Establishment placed two (2) landmark charts in the slaughter room near the knocking box. One chart is the procedures for Humane Euthanasia of Beef located on the wall near the scalding, while the other is the Anatomical site for Livestock Euthanasia located next to knocking box door. Both charts are from the University of Iowa College of Veterinary Medicine. The Charts are clearly posted and visible from any spot in the room. Inspection program personnel will perform the PHIS Inspection Task to verify the adequacy and effectiveness of the establishment's Humane Slaughter program including all procedures specified therein</p>

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
90	M46070+P 46070	Marble City Meats LLC	KLE121311 1404G	04NOV2019	04C02	Livestock Humane Handling	Open	<p>Handling of Livestock Summary: The following contains the Verification Plan for Marble City Meats, LLC. Establishment #M46070, Sylacauga, AL. The establishment did not conduct any inspected red meat slaughter operations during the two-week period since the last verification task was performed. Last verification was conducted on 10/10/2019. Establishment Owner/Manager Matthew Lawrence informed inspection personnel the establishment would not conduct any inspected red meat slaughter operations for the next several weeks. No timeline has been given as to when establishment would start back slaughter operations. Issue/Action Plan: Verify that the establishment utilizes an SOP to not accept hogs with an "atypical head formation". Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR § 313.16(a)(3) PHIS Task: HATS CATEGORY VIII (8) Findings: No inspected slaughter operations performed during the verified time period. Issue/Action Plan: Verify that the establishment maintains two (2) functioning hand held captive bolts (HHCb), and a third .22 rifle backup stun weapon, near the stun area, and during stunning operations. Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR §, 313.16(a)(3) PHIS Task: HATS CATEGORY VIII (8) Findings: Based upon visual observation and record review, Establishment had 2 Functioning captive bolts as well as a third .22 rifle backup stun weapon near the stun area. Issue/Action Plan: Verify that the establishment, if necessary, upon need for a third stun to render an animal insensible, utilizes the .22 rifle for said third stun attempt. Regulations: 9 CFR § 313.16(a)(1), 9 CFR § 313.16(a)(3), 9 CFR § 313.16(b)(1)(ii) PHIS Task: HATS CATEGORY VIII (8) Findings: No inspected Slaughter operations performed during the verified time</p>

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								<p>period. Issue/Action Plan: Verify that the stun operators are trained and have successfully passed the establishment's test, prior to the stun operator being allowed to resume the actions of stunning. Regulations: 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv) PHIS Task: HATS CATEGORY VIII (8) Findings: Training was completed on 9/18/2019. No additional training has been performed or recorded. Issue/Action Plan: Verify that the establishment has verifiable procedures for stun weapon cleaning, maintenance, and charge selection and usage. Regulations: 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv), 9 CFR § 313.15(b)(1)(ii), 9 CFR § 313.16(b)(1)(ii) PHIS Task: HATS CATEGORY VIII (8) Findings: Based upon record review of establishments weapon maintenance log, establishment has documented that they have cleaned Captive Bolt #1 & 2 as well as .22 Caliber rifle on Saturday, 19 @ 26, 2019. Issue/Action Plan: Verify that the establishment has provided and posted stunning "landmark charts" and that such are clearly posted in slaughter room and near stun area. Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR § 313.16(a)(3), 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv) PHIS Task: HATS CATEGORY VIII (8) Findings: Establishment placed two (2) landmark charts in the slaughter room on 9/18/2019. The Charts are clearly posted and visible from any spot in the room. No additional information has been added. Inspection program personnel will perform the PHIS Inspection Task to verify the adequacy and effectiveness of the establishment's Humane Slaughter program including all procedures specified therein</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
90	M46070+P 46070	Marble City Meats LLC	KLE551411 5719G	19NOV2019	04C02	Livestock Humane Handling	Finalized	<p>Handling of Livestock Summary: The following contains the Verification Plan for Marble City Meats, LLC. Establishment #M46070, Sylacauga, AL. The establishment did not conduct any inspected red meat slaughter operations during this two-week period. Last verification was conducted on 10/10/2019. It is unknown when establishment will start back slaughter operations. I recommend continuing the abeyance until the plant can show continued compliance</p> <p>Issue/Action Plan: Verify that the establishment utilizes an SOP to not accept hogs with an "atypical head formation". Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR § 313.16(a)(3) PHIS Task: HATS CATEGORY VIII (8) Findings: No inspected slaughter operations performed during the verified time period. Issue/Action Plan: Verify that the establishment maintains two (2) functioning hand held captive bolts (HHCB), and a third .22 rifle backup stun weapon, near the stun area, and during stunning operations. Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR §, 313.16(a)(3) PHIS Task: HATS CATEGORY VIII (8) Findings: Based upon visual observation and record review, Establishment had 2 Functioning captive bolts as well as a third .22 rifle backup stun weapon near the stun area. Issue/Action Plan: Verify that the establishment, if necessary, upon need for a third stun to render an animal insensible, utilizes the .22 rifle for said third stun attempt. Regulations: 9 CFR § 313.16(a)(1), 9 CFR § 313.16(a)(3), 9 CFR § 313.16(b)(1)(ii) PHIS Task: HATS CATEGORY VIII (8) Findings: No inspected Slaughter operations performed during the verified time period. Issue/Action Plan: Verify that the stun operators are trained and have successfully passed the establishment's test, prior to the stun operator being allowed to resume the actions of</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								<p>stunning. Regulations: 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv) PHIS Task: HATS CATEGORY VIII (8) Findings: Training was completed on 9/18/2019. No additional training has been performed or recorded. Issue/Action Plan: Verify that the establishment has verifiable procedures for stun weapon cleaning, maintenance, and charge selection and usage. Regulations: 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv), 9 CFR § 313.15(b)(1)(ii), 9 CFR § 313.16(b)(1)(ii) PHIS Task: HATS CATEGORY VIII (8) Findings: Based upon record review of establishments weapon maintenance log, establishment has documented that they have cleaned Captive Bolt #1 & 2 as well as .22 Caliber rifle on Saturday, November 2 @ 9, 2019. Issue/Action Plan: Verify that the establishment has provided and posted stunning "landmark charts" and that such are clearly posted in slaughter room and near stun area. Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR § 313.16(a)(3), 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv) PHIS Task: HATS CATEGORY VIII (8) Findings: Establishment placed two (2) landmark charts in the slaughter room on 9/18/2019. The Charts are clearly posted and visible from any spot in the room. No additional information has been added. Inspection program personnel will continue to perform the PHIS Inspection Task to verify the adequacy and effectiveness of the establishment's Humane Slaughter program including all procedures specified therein</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
90	M46070+P 46070	Marble City Meats LLC	KLE410912 4403G	03DEC2019	04C02	Livestock Humane Handling	Finalized	<p>Handling of Livestock Summary: The following contains the Verification Plan for Marble City Meats, LLC. Establishment #M46070, Sylacauga, AL. The establishment did not conduct any inspected red meat slaughter operations during this two-week period. Last verification was conducted on 10/10/2019. It is unknown when establishment will start back slaughter operations. I recommend continuing the abeyance until the plant can show continued compliance</p> <p>Issue/Action Plan: Verify that the establishment utilizes an SOP to not accept hogs with an "atypical head formation". Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR § 313.16(a)(3) PHIS Task: HATS CATEGORY VIII (8) Findings: No Red Meat slaughter inspected operations performed during the verified time period. Issue/Action Plan: Verify that the establishment maintains two (2) functioning hand held captive bolts (HHCB), and a third .22 rifle backup stun weapon, near the stun area, and during stunning operations. Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR §, 313.16(a)(3) PHIS Task: HATS CATEGORY VIII (8) Findings: Based upon visual observation and record review, Establishment had 2 Functioning captive bolts as well as a third .22 rifle backup stun weapon near the stun area. Issue/Action Plan: Verify that the establishment, if necessary, upon need for a third stun to render an animal insensible, utilizes the .22 rifle for said third stun attempt. Regulations: 9 CFR § 313.16(a)(1), 9 CFR § 313.16(a)(3), 9 CFR § 313.16(b)(1)(ii) PHIS Task: HATS CATEGORY VIII (8) Findings: No inspected Slaughter operations performed during the verified time period. Issue/Action Plan: Verify that the stun operators are trained and have successfully passed the establishment's test, prior to the stun operator being allowed to resume the</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								<p>actions of stunning. Regulations: 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv) PHIS Task: HATS CATEGORY VIII (8) Findings: Training was completed on 9/18/2019. No additional training has been performed or recorded. Issue/Action Plan: Verify that the establishment has verifiable procedures for stun weapon cleaning, maintenance, and charge selection and usage. Regulations: 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv), 9 CFR § 313.15(b)(1)(ii), 9 CFR § 313.16(b) (1)(ii) PHIS Task: HATS CATEGORY VIII (8) Findings: Based upon record review of establishments weapon maintenance log, establishment has documented that they have cleaned Captive Bolt #1 & 2 as well as .22 Caliber rifle on Saturday, November 23 & 30, 2019. Issue/Action Plan: Verify that the establishment has provided and posted stunning “landmark charts” and that such are clearly posted in slaughter room and near stun area. Regulations: 9 CFR § 313.15(a)(1), 9 CFR § 313.16(a)(1), 9 CFR § 313.15(a)(3), 9 CFR § 313.16(a)(3), 9 CFR § 313.15(b)(1)(iv), 9 CFR § 313.16(b)(1)(iv) PHIS Task: HATS CATEGORY VIII (8) Findings: Establishment placed two (2) landmark charts in the slaughter room on 9/18/2019. The Charts are clearly posted and visible from any spot in the room. No additional information has been added. Inspection program personnel will continue to perform the PHIS Inspection Task to verify the adequacy and effectiveness of the establishment’s Humane Slaughter program including all procedures specified therein</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
15	M46407	Open Range Beef, LLC	LPN291411 4613G	13NOV2019	04C02	Livestock Humane Handling	Finalized	<p>On Wednesday November 13, 2019 at approximately 0910 hours I, (b)(6) observed a non-ambulatory disabled (NAD) bovine present on a livestock trailer on the top deck inside the trailer. Establishment animal handling personnel applied 2 electric prod attempts to encourage the cow to stand up on the trailer. Following the first electric prod attempt the cow fell over on her left side. With the second electric prod attempt the cow stood up. When the cow stood up it was obvious that the cow couldn't put weight on her left forelimb and wouldn't even toe touch with it. The cow struggled to take a few steps and then went down again on the ramp inside the trailer. An animal handling employee radioed (b)(6) to bring his equipment to stun a NAD cow. (b)(6) came out and checked the cow without bringing any equipment with him. I told (b)(6) that the cow needs to be stunned and is displaying signs of pain. (b)(6) left to go inside to get his equipment. It took (b)(6) an extended amount of time to come outside with the hand-held captive bolt (HHCB) stunning device and his knife to bleed the cow. In the meantime, while waiting for (b)(6) the cow was crawling on her fetlocks down the ramp, trying to move forward and vocalizing. The cow attempted to get up a few times but fell back down and banged her head on the trailer floor. The cow was eventually stunned and rendered unconscious with the HHCB device on the first stunning attempt. A second security stun was applied with a backup HHCB device, and the animal was then stuck and bled out. Spoke to the (b)(6) about the incident that happened on the trailer with the NAD. Wyatt said that the regular employee who handles all of their HHCBs left at 6 am this morning, therefore the devices were not cleaned or logged this morning for the day. That is</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								why there was a delay in the knocking of the cow. I expressed my concerns about the cow being in obvious pain and struggling to rise. (b)(1) said that he would talk to the appropriate managers to figure out how to make the HHCBs available first thing in the morning for use.

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
15	M46491+P46491	WholeStone Farms Cooperative, Inc.	CHU4508121527G	27DEC2019	04C02	Livestock Humane Handling	Finalized	<p>Category VIII - Stunning Effectiveness (9 CFR 313.15(a)(1)) On 12/26/2019, at approximately 1414 hours, an establishment employee applied a hand-held captive bolt (HHCB) device to a market hog (tattoo #0185) marked for condemnation by the PHV in the segregation pen. The first stun attempt did not render the animal unconscious. The animal was standing and ran in the opposite direction from the stun operator. The same establishment employee applied a second stun attempt with the HHCB device to the market hog from behind the right ear. The second stun attempt did not render the animal unconscious. The hog was still standing, vocalizing and ambulated in the opposite direction from the stun operator. Another establishment employee attempted to stun the animal for a third time; however, the HHCB device fired but did not make contact with the animal (missed stun). The hog was not agitated by this. An establishment employee began to approach the hog for another stun attempt. The hog was moving its head around and I intervened by recommending the employees restrain the animal using a hog board or the like. The establishment employees immediately retrieved a hog board to confine the animal between the concrete wall of the segregation pen and the hog board. Then, an establishment employee applied a stun attempt with the HHCB device to the market hog and rendered the animal unconscious. I instructed one of the Livestock Department employees to radio to the front end to stop CO2 stunning and notified the (b)(6) of the egregious humane handling incident. U.S. Reject tags #B39982436 and #B39982444 were applied to each alleyway to the CO2 stunners at approximately 1428 hours. The facility implements and maintains a robust systematic approach to humane handling.</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
15	M6423+P6 423+V6423	Walt's Wholesale Meats, Inc.	MFO04191 05426G	26OCT2019	04C02	Livestock Humane Handling	Finalized	<p>On 6/26/19, at approximately 4:10pm, I, (b)(6), notified establishment management of an issue with their suspect handling procedures. At approximately 3:00pm, while performing antemortem inspection, I suspected a red dairy-type cow who appeared to have an injection site lesion on the left neck. She was otherwise bright, alert, and responsive, ambulating normally, and appeared relatively healthy besides a mild amount of purulent discharge from both nostrils (suggestive of pneumonia). I instructed the outside cattle handler Baz to suspect this animal and handed him suspect tag M-2310161 to apply to the animal, and because this establishment has a good previous history of applying suspect tags to the correct animals, I did not remain to verify that the tag was put on. At approximately 3:50pm, while I was giving USDA breaks to our line inspectors, the suspected animal reached the USDA FI viscera inspection station. I was surprised to see the carcass was in quite bad condition, with evidence of septicemia in multiple areas of the carcass, including pneumonia, petechiated kidneys, and adhesions in the peritoneum.</p> <p>(b)(6) enquired if I wanted to condemn the carcass there at the viscera table and take KIS test samples, and I agreed, moving on to perform disposition on additional carcasses. After finishing multiple other dispositions, I proceeded to the head inspection table to condemn this and multiple other heads. The hide was left on the head of the suspected carcass, and it was then that I noticed that the hair on the suspected head, which had the aforementioned suspect tag attached, was black, and not the red of the cow that I had instructed the tag be put on. This was when I collected an ear sample and the suspect tag and approached Plant Manager Rafael Gomez and</p>

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								<div>(b)(6)</div> of this issue. The fact that the wrong carcass was tagged as a suspect animal is a potential food safety issue because while the marked carcass was appropriately condemned, a suspicious carcass that potentially had excessive medicinal/chemical residues went unmarked and untested. Since I did not personally verify that the tag was affixed to the correct cow leaves the possibility that this incident was simply a case of miscommunication, and not an intentional switch to a different cow likely to be condemned. Plant Manager Rafael Gomez informed me that he would talk to the antemortem handlers to make sure an incident like this does not happen again.

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
50	M791C	Clemens Food Group, LLC	QCF47111 23604G	04DEC2019	04C02	Livestock Humane Handling	Finalized	<p>I met with Est. 791C (b)(6) from approximately 0925-0933 hours today (12/04/19) in the barn just opposite the serpentine next to the southwest suspect pen. I informed him of a truck that I had observed being unloaded a little after 0700 hours that had an estimated 20-30% of hogs with mild frostnip. Upon examining the livestock trailer that these hogs arrived in I observed that approximately 75% of the vents were closed, in accordance with current TQA standards for the current weather conditions (34F), however I also found approximately 26 individual vents that were open at "hog level", whereas the TQA version 6 Handbook (p. 34) states that there should be "No open vents in direct contact with pigs". The driver delivering these hogs had a current TQA certification (exp. 10/21). Although I did not observe the affected hogs to be in any form of distress, the number of hogs exhibiting this minor form of thermal injury did seem to correspond with the number of vents open at hog level. (b)(6) indicated that he would have CFG hog procurement notify producers of this issue so that it could be corrected. I also indicated to (b)(6) that it would be reasonable to expect an establishment with a robust animal welfare program to document such findings as well as any corrective actions taken.</p>
50	M791C	Clemens Food Group, LLC	QCF58131 23618G	18DEC2019	04C02	Livestock Humane Handling	Finalized	<p>On Wednesday, December 18, 2019 at approximately 1220 hours. Inspector Wright met with (b)(6) and (b)(6) concerning the grated flooring above the drains. Inspector Wright expressed her concern that hogs could get their foot caught in the floor drainage trough, if the grating over these troughs was not properly maintained and monitored.</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
50	M85B	Swift Pork Company	GYM04031 00327G	27OCT2019	04C02	Livestock Humane Handling	Open	<p>On October 25, 2019 at approximately 17:57, while performing antemortem examination in the livestock barn I was observing truck unloading at the unloading docks. As I was observing at the third unloading dock, I noted a group of hogs was reluctant to leave the trailer and were pushing together facing into the trailer and away from the unloading ramp. The trucker was attempting to turn the hogs and one of the hogs placed its forefeet on the back of another hog and rode up on the hog. As I observed, the trucker reached out with the paddle and struck this riding hog several times in the face with the paddle. I then proceeded to the unloading gate and informed Pedro the dock monitor of what I had seen. He proceeded into the truck and began unloading the hogs himself. I then informed (b)(6) (b)(6) of my observations and that I would create an MOI to document these observations.</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
50	M85B	Swift Pork Company	GYM41031 24101G	01DEC2019	04C02	Livestock Humane Handling	Finalized	<p>On November 30, 2019 at approximately 17:59, while performing antemortem examination in the livestock barn, I was observing truck unloading at the unloading docks. As I was observing at the fourth unloading dock, I noted a single hog was on the ramp of the trailer facing up the ramp and not moving. I saw the trucker approach the front of the hog as it stood on the ramp. Then the trucker's paddle struck the hog in the face, the hog jerked its head and squealed. The paddle then struck the hog in the face two times in quick succession with the hog jerking its head both times and squealing both times and then it started to turn to go down the ramp. I then proceeded to the unloading gate to get the attention of livestock personnel. I notified the (b)(6) of what I had seen and he then went into the trailer to speak to the driver. (b)(6) arrived, and I also explained to him what I had seen. He stated he would review the video and speak to the trucker. He stated he would forward this information to (b)(6) for further review. I informed him that I would create an MOI to document my observations.</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
25	M850+P17 775+V850	Swift Pork Company	HEM54211 03818G	18OCT2019	04C02	Livestock Humane Handling	Finalized	<p>On Wednesday October 16th, while watching electric prod usage by stunner number 1 I noticed the some rusty jagged ends for the stand that holds a barrel fan for the employees. Upon closer examination I noticed some potential sharp edges. This fan is in an area that occasionally has hogs that get kicked out of the irons or from the swing gate area for stunner 1 that get stressed or balk. I pointed out to (b)(6) (b)(6) that the jagged ends are sticking out and though not likely, could be a potential issue if one of the kicked out hogs decide to walk by or lay down by the fan. She immediately removed the fan from the area. On Friday October 18th, (b)(6) let me know that 1st shift must have moved the fan back, but she would remove it again. Around 17:00 I showed the concern to (b)(6) as well and talked to him about the concern, so that he could make sure the concern was relayed to 1st shift. I also let him, and later in the night (b)(6), that I realize that this has likely been in this condition for a while and the chances of it being an issue are slim, but I was going to document this in a MOI to make sure that everyone is on the same page as one shift has removed the fan but the other shift put it back.</p>

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
25	M850+P17 775+V850	Swift Pork Company	HEM14021 20428G	28DEC2019	04C02	Livestock Humane Handling	Finalized	<p>Around 16:38 on 12/27/19 I was watching prod use by stunner 2. At this time, the hogs weren't coming in to well so there were no hogs in the irons. When 2 hogs did enter the left side of the irons for stunner 2, the employee immediately used the electric prod on them. Upon seeing this I had another employee with a radio call for a supervisor. When (b)(6) arrived, I informed him of what I observed and why the employee used the prod as soon as the hogs entered the irons. He then went to talk to the employee. He came to me around 16:58 to tell me that he watched the time frame on the video and that the employee said the hog balked at the entrance, so he used the bat, then left and used the prod when he first came back. I told him what I observed was at the entrance to the irons, to which he said the cameras don't get that area; but he did talk to the employee about needing to use the plastic bats prior to the electric prod. At 16:46 I observed a hog get stressed and go down right after the 90 degree turn with the front part up to the shoulders just past the longer door in the wall. The employee saw this and instead of opening the door out into the walkway, the employee started to lift the hogs head up and appeared to be in a position to try to move the front of the hog to open the door into the alley way (as it opens in either direction). (b)(6) saw this and jumped into the alley way to stop the employee before he did anything other than lift the hogs head up. (b)(6) then called for another employee to bring the black sled to place the hog into and they used that to move the hog into the area for slow hogs to rest. At 19:11 I was again walking past the stunners when I again noticed the employee a different individual, but same position) at stunner 2 use the electric prod on the hogs prior to the plastic bat. I again asked the same employee as before to radio</p>

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
								<p>for a supervisor. After about 1 minute of watching the employee use only the electric prod, including on hogs with multiple others directly in front of it so it had nowhere to go, I asked another employee to take that person's spot until a supervisor arrived. (b)(6) was again the one who showed up, I again told him what I saw and when; he said he would talk to this individual as well about proper prod use. I told (b)(6) that my concern is that after talking with the individuals, is there a supervisor that is able to monitor for improvement or is it up to USDA, as he (b)(6) oversees the final rail area and is usually found around there. (b)(6) (b)(6) used to be in the center alley in livestock but has been moved to the heads area on the harvest floor; and (b)(6), who I believe is still in charge of the stick area, the only time I've seen him in that area a good amount of time was the previous day (12/26) out of the last several times I've been on second shift. I did observe (b)(6) out in the area by the stunners several times throughout the rest of the night. On 1/7/20 around 8:30am I talked about this with (b)(6) as this was the first day we were both working at the same time since the incident. He said the employee was talked to after the incident. (b)(6) also informed me that he talked with (b)(6) (b)(6) of the importance of keeping a supervisor in the stick area and that even if they are short staffed, the supervisor should not be used to fill a line spot for extended times so that he can properly monitor the stick area.</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
25	M850+P17 775+V850	Swift Pork Company	HEM26231 21528G	28DEC2019	04C02	Livestock Humane Handling	Finalized	<p>Around 16:15 on 12/28/19 I was watching prod use when I noticed a hog was going through the irons to stunner 2 backwards. The employee used the tip of the electric prod to push up the angled stopper that prevents the hogs from going away from the stunner in the irons. While he was doing this and focusing on getting the backward facing hog to try exit the irons, a hog moving in the correct direction approached and came very close to the hot portion on the electric prod. I could not tell if the prod made contact with the hog's forehead, or if the hog was spook by some movement of the prod; but the hog quickly reacted by taking a few quick steps backwards. A few minutes later I saw (b)(6) (b)(6) and I explained to him what I saw. I also mentioned that I've seen this on occasion on both shifts and have mentioned it to a couple different supervisors, so I was going to write a MOI. I explained that even though the employee had no obvious intent to use the prod in the face of a hog, if the prod had done so it still would have been considered an egregious act. (b)(6) said he would talk with all the employees and then get with (b)(6) (b)(6) on Monday to retraining people and try to find a way to prevent this from happening again. On 1/7/20 around 8:30am I talked about this with Mr. Glosser as this was the first day we were both working at the same time since the incident. He said that they are working with the maintenance department to find a way to make it so the they can add something to extend the back part of the restraint so that they employees could lift the restraint without having to put the prod or anything else inside the irons near the hogs. The individual employee was alos instructed right after the incident and they were also going to add this issue to the January team meeting so that they could go over it with all the employees.</p>

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
15	M86R	Cargill Meat Solutions	EHN10181.04210G	10OCT2019	04C02	Livestock Humane Handling	Finalized	<p>At approximately 12:38am on October 10, 2019 (On B shift for October 9, 2019) while performing the Livestock Humane Handling Task; I (b)(6) (b)(6) observed the following. Two conscious cows that were not stunned went over the belly belt and dropped down onto the discharge belt where the cows are normally shackled and hoisted prior to bleeding. The pneumatic stunning device operator was not at the controls, as he was checking on the animals being loaded into the chute. The belly belt became operational and the two cows went over onto the discharge belt below. The cows landed on their chests but quickly got their feet under them. The two cows proceeded to stand up, stepped down from the discharge belt without slipping or falling, and were walking around on the floor below. Both cows appeared uninjured and neither cow vocalized during the event. Neither cow was stunned prior to these events, nor were the cows shackled and hoisted while conscious. The cows were corralled between a set of gates and the establishment employees immediately and effectively rendered each cow unconscious with hand-held captive bolt devices on the first stunning attempt. I notified (b)(6) (b)(6) of the situation and informed him that this would be documented in an MOI or possibly even an NR. This is the second time an incident of this nature has occurred in less than 2 weeks time. On Friday, September 27th (b)(6) witnessed a similar incident where a live cow went over the belly belt and was loose on the floor around the discharge belt where the cows are shackled and hoisted This event was discussed and documented at the weekly establishment meeting dated 10/3/2019.</p>

Table: MOIs in Response to FOIA2020-127

Dist rict	EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
15	M86R	Cargill Meat Solutions	EHN33081.21005G	05DEC2019	04C02	Livestock Humane Handling	Open	On Wednesday December 4, 2019 at approximately 1448 I was called out to the cattle unloading dock by M 86R, Cargill Meat Solutions management to observe the following situation: A 2 deck semi cattle trailer had backed into the unloading dock and when the gate was lifted on the trailer, it was found that the upper deck door had come open; thereby resulting in 2 cattle falling from the top deck onto the cattle in the rear jail. One heifer was dead and 4 were nonambulatory disabled. I observed 4 nonambulatory disabled heifers effectively stunned and pithed before being removed from the trailer. The driver has been suspended by M 86R, Cargill Meat Solutions pending an investigation.
15	M981	Northern Beef Products, Inc.	SND4315114414G	14NOV2019	04C02	Livestock Humane Handling	Finalized	On Friday November 1, 2019, at approximately 0945 hours, while performing Ante-Mortem Inspection, I, b7c , observed an employee misusing a cattle paddle on an animal (Beef Cow) by paddling the animal with excessive force. This is in violation of humane handling 9CFR 313.2 (a) (b) A warning was given to Assistant Plant Manager Gerardo (Lalo) Morales by b7c due to the company taking a preventive measure by immediately terminating the employee.

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M332	FPL Food	ACA141 610452 4N-1	10/24/2019	04C02	Livestock Humane Handling	313.2	<p>9CFR 313.2(a) Driving of livestock from the unloading ramps to the holding pens and from the holding pens to the stunning area shall be done with a minimum of excitement and discomfort to the animal.</p> <p>At approximately 1145 today at Establishment M332 FPL Food, I observed the following noncompliance during AnteMortem inspection: A blind cow that was severely agitated was unloaded off a gooseneck with the rest of her lot into the holding pen. She was condemned for blindness and put into Pen 0. The rest of her lot was put into another holding pen. She was extremely upset, pawing at the flooring and pacing. I asked establishment employees if she was going to be tranquilized to knock her. A (b)(6) was called and came to the barn. The cow was released into the Holding Pen by establishment employees untranquilized. The employees drove her across the Holding Pen and into the Side Alley where a restraining chute can be accessed. The cow was confused and becoming greatly excited. As she was driven into the Side Alley, she stopped and refused to go forward. I told them to leave the cow alone. I called (b)(6) and requested she come to the barn immediately. I notified (b)(6) she was needed at the barn. The cow was contained in the small gated area adjacent to the chute. A group of establishment employees had gathered in the Side Alley next to the cow further exciting her. I met (b)(6) and (b)(6) and explained the situation. At approximately 12:20PM an establishment employee attempted to dart the animal. The gun did not discharge on the first 2 tries. It fired on the third. The employee used 2 darts on the cow. The cow was knocked. This is a noncompliance of 9CFR 313.2(a): Driving of</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							livestock from unloading ramps to the holding pens....shall be done with minimum of excitement and discomfort to the animal. The establishment was noncompliant by exciting and discomforting an upset disabled cow driving it from the unloading dock through holding pens. The animal became increasingly distraught over a 30 minute period.	

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M332	FPL Food	ACA140 912330 9N-1	12/09/2019	04C02	Livestock Humane Handling	313.1	<p>9 CFR 313.1 (a) Livestock pens, driveways and ramps. Livestock pens, driveways and ramps shall be maintained in good repair. They shall be free from sharp or protruding objects which may, in the opinion of the inspector, cause injury or pain to the animals. Loose boards, splintered or broken planking, and unnecessary openings where the head, feet, or legs may be injured shall be repaired. At approximately 0525 this morning while performing Ante-Mortem inspection, I observed the following noncompliance at Est. M332, FPL Food: A piece of sheet metal lining the inside of one of the gates in Pen 22 was pulled away from the gate with the sharp corner bent perpendicular to the gate and protruding about 3 inches into the pen. Cattle were occupying the pen. The cattle were moved to a pen that was in good repair. None of the animals appeared to be injured. I immediately notified (b)(6) (b)(6) and asked for a supervisor. I took regulatory control by tagging the gate with USDA Rejected Tag # B37 086357. (b)(6) (b)(6) came down to the barn. Pen 22 contained a sharp and protruding piece of metal which could have caused pain or injury to the animals. This is noncompliant with 9CFR 313.1(a).</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M332	FPL Food	ACA401 412231 1N-1	12/11/2019	04C02	Livestock Humane Handling	313.1	<p>9CFR 313.1 Livestock pens, driveways and ramps: Loose boards, splintered or broken planking, and unnecessary openings where the head, feet, or legs of an animal may be injured shall be repaired. At approximately 1030 this morning during AnteMortem inspection the following noncompliance was observed at Establishment M332, FPL Food: A Holstein Bull (Back Tag #803) in Pen 19 had his head trapped between the cement riser and the lowest metal bar separating Pens 19 and 18 with his entire head in Pen 18. His head was wedged tightly with his left cheek on the cement. He was visibly shaking and salivating profusely. He could not free his head. I immediately took regulatory control by putting a USDA Reject/Retain tag (# B43722053) on the gate between the barn and the lane to the knock box area. I immediately notified (b)(6) and (b)(6). The bull was humanely knocked and bled. I took the tag off the gate. Establishment M332, FPL Food, was noncompliant with 9CFR 313.1 in that the opening was large enough for a bull to get his head trapped which caused him discomfort and distress.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M332	FPL Food	ACA360 412531 7N-1	12/16/2019	04C02	Livestock Humane Handling	313.1	<p>9CFR 313.1 Livestock pens, driveways and ramps. Loose boards, splintered or broken planking, and unnecessary openings where the head, feet, or legs of an animal may be injured shall be repaired. At approximately 1140 12/16/2019, during AnteMortem inspection the following noncompliance was observed at Establishment M332, FPL Food: a beef cow in Pen 16 had her rear left leg trapped between the cement riser separating pens 16 and 17 and the lowest metal bar above it. Her leg was angled so that she could not flex her hock to free it from the opening and pull it back toward her body. She could not free her leg from being stuck out behind her into Pen 17 and could have been injured. I immediately took regulatory control by putting a USDA Reject/Retain tag (#B41502411) on the gate between the barn and the lane to the knock box area. I immediately notified (b)(6) (b)(6) and (b)(6) (b)(6). (b)(6) (b)(6) and (b)(6) (b)(6) came to the barn. The cow managed to free her leg by the time (b)(6) arrived. I took the tag off the gate. The cow did not appear to be injured. Establishment M332, FPL Food ,was noncompliant with 9CFR 313.1 in that the opening was large enough for a cow to get her leg trapped which caused her discomfort and distress and could have caused injury .The same occurrence of the failure of Establishment M332 to prevent discomfort and distress by having an unnecessary opening where the head, feet, or legs may be injured is documented on NR # ACA4014122311N/1 dated 12/11/2019. The establishment's previous preventive measure was not implemented or did not prevent recurrence of the same noncompliance. Continued failure to comply with regulatory requirements may result in further regulatory or administrative actions.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M482	St. Croix Abattoir	NAA17 061142 26N-1	11/26/2019	04C02	Livestock Humane Handling	313.2	<p>On November 26, 2019, at approximately 7:55am, upon her arrival at establishment 482M, St Croix Abattoir, (b)(6) (b)(6) observed the establishment's holding pens, where animals had been kept overnight. The single sheep in pen #5 had no water in the trough. The trough was completely empty, and it is unknown how long the animal had no water. (b)(6) (b)(6) was outside, and (b)(6) called him over to the pen area and showed him the empty trough. (b)(6) notified (b)(6) and (b)(6) that this NR would be issued for the noncompliance. At approximately 10:35 a.m., (b)(6) went out to the animals pens to observe the three sheep that were brought in after slaughter operations had begun and placed in pen #3. These animals were received by (b)(6) (b)(6) as the pen man was out for the day. (b)(6) (b)(6) observed that the three sheep in pen #3 had no water in the water trough. (b)(6) (b)(6) contacted (b)(6) and showed him the issue. The firm failed to meet 9 CFR 313.2 (e), which states "Animals shall have access to water in all holding pens..."</p>	OPEN

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M482	St. Croix Abattoir	NAA45 111218 09N-1	12/09/2019	04C02	Livestock Humane Handling	313.2	On December 9, 2019, at approximately 11:35 am, Consumer Safety Inspector Sara Symons observed the animals in the ante mortem pens at the St Croix Abattoir. (b)(6) observed two sheep in pen #4, and the water trough was completely dry, and the drain cap removed, ensuring no water would stay in the trough. The sheep had been brought in earlier in the day, by the University of the Virgin Islands, at approximately 9:30am. (b)(6) called (b)(6) (b)(6) who was outside in the vicinity of the pens with three other plant employees, over to observe the empty water trough. (b)(6) notified (b)(6) that this noncompliance record would be issued. The establishment failed to meet 9 CFR 313.2 (e), which states: "Animals will have access to water in all holding pens..." This NR is linked to NR NAA2209072530N/1, issued on July 30, 2019, for the lack of water in pens, as well as being linked to NR NAA1706114226N/1, issued on November 26, also for the lack of water in pens.	OPEN
M18731+P 18731+V18 731	Towson Cold Storage	UMA09 141047 08N-1	10/08/2019	04C02	Livestock Humane Handling	313.15(a)(1)	On 10-8-19 @approxmientley 830 am (b)(6) (b)(6) and (b)(6) were performing Humane Handling Verification Task and observed the following Non-Compliance: Stunner applied captive bolt to the head of cow but cow was not rendered unconscious. Stunner took immediate corrective action and applied captive bolt again to the animal and rendered the animal unconscious. No tag was applied .Plant owner Bill Towson was present on kill floor and was notified of Non-compliance	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M18079+P 27232	Smithfield Fresh Meats Corp.	VFB022 210570 7N-1	10/07/2019	04C02	Livestock Humane Handling	313.1	<p>On October 7th, 2019, at approximately 2100, while verifying HATS Category VI (electric prod/alternative object use) in the alleyway leading to the A-1 CO2 Butina, I observed that the roller bar on a horizontal automated gate was missing. The gate that I found to be in disrepair was the back gate in the final section of the lane immediately leading to the Butina. I also observed an exposed metal bracket on the top and bottom aspect of the automated gate. Each of these metal brackets were approximately 1"x ¾" and ¼" in thickness with sharply angled metal edges. I observed that upon activation, the brackets extended into the alley and contacted the opposing wall. The exposed brackets represented a potential hazard that could cause injury during routine operation. The establishment was actively opening/closing this gate and moving animals through the gate without taking any action to prevent injury. I took regulatory control of the gate by applying USDA Rejected tag NO. B41132448. I notified (b)(6) (b)(6) of my concerns regarding the missing roller bar and the protruding metal brackets on the automated gate. I explained to (b)(6) that these conditions represent a humane handling noncompliance. (b)(6) immediately called maintenance to the area to make the repair and stated that as a preventative, the stick pen employees would be trained on the basis of the failure. I inspected the repair and relinquished regulatory control of the gate at 2124. No animals were directly observed to be injured.</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M18079+P 27232	Smithfield Fresh Meats Corp.	VFB230 010292 6N-1	10/25/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>At approximately 2115, on October 25, 2019, while verifying HATs category VIII (Stunning Effectiveness) on hogs in the B Back segregation pens, I observed (b)(6) as he attempted to perform a handheld captive bolt stun. (b)(6) was assisting (b)(6) by restraining the hog with a cut board. Prior to (b)(6) attempting to stun the hog, (b)(6) positioned himself on the right side of the hog which was lying in the sternal position. Once the hog was restrained, (b)(6) positioned himself at the hog's shoulder and fired the bolt gun. When the bolt gun fired, it produced a muted sound; at that point the hog began to vocalize and slightly lifted his head. As (b)(6) withdrew the bolt gun I observed the wound created by the shot. (b)(6) used his back-up captive bolt gun to immediately re-stun the hog. (b)(6) second shot rendered the animal insensible. Immediate, official control was taken of both bolt guns with U.S. Rejected Tag NOs. B41132453 and B41132454. (b)(6) was present during the incident and called (b)(6), to the B Back pens. I notified (b)(6) that the initial stun attempt failed to produce immediate unconsciousness and as a result, the establishment was noncompliant with 9 CFR 313.15(a)(1). Upon inspection, it appeared that both shots, which greatly overlapped, were in an acceptable region to produce an effective stun. Both captive bolt guns were inspected by (b)(6) and it was determined that a damaged/defective firing pin caused the failure.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M18079+P 27232	Smithfield Fresh Meats Corp.	VFB011 210093 1N-1	10/31/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>At 0747 on Thursday October 31, 2019 while conducting suspect pen hog antemortem and verifying HATS category VIII (stunning effectiveness), I witnessed a male hog that I had just condemned receive a first ineffective stun followed immediately by an effective stun. This hog was in the A side inside back suspect pen. At antemortem exam, the hog was conscious and alert but had made no attempt to rise when asked. I observed condemn tag Z7788272 placed in the hog's ear. (b)(6)</p> <p>(b)(6) placed a plastic board along the back of the hog and gently pushed the hog into a sternal position. I was standing about two feet away on the other side of the low concrete pen wall. I heard a muted shot and observed the hog. The hog had not moved during the bolt placement. The hog was still sternal, breathing rapidly, looking around and blinking. I did not initially see any blood on the hog's head and asked if the captive bolt gun had fired into the head. Both (b)(6) and (b)(6) answered yes. Marcel immediately took the other captive bolt gun and effectively stunned the hog. I took regulatory control of both captive bolt guns with retain tags no. B42301145 and no. B42301143. I notified (b)(6)</p> <p>(b)(6) that the initial stun attempt failed to produce immediate unconsciousness and as a result, the establishment was noncompliant with 9 CFR 313.15(a)(1). After the hog was dead, slashed and denatured, I examined the hog's head and probed the bolt hole trajectory paths. The first captive bolt was placed high on the hog's head, and the path of the captive bolt went above the skull and into soft tissue near the top of the head. The second, effective captive bolt was appropriately placed. This stunning event had an issue with the mechanical firing of the captive bolt gun and also appropriate placement of the bolt gun. I reviewed these findings with Livestock</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							<p>(b)(6)</p> <p>(b)(6) and (b)(6)</p> <p>(b)(6) A similar humane handling noncompliance was issued on 10/25/2019 with VFB2300102926N. The preventative measures given for this noncompliance have not been sufficient to prevent a reoccurrence.</p>	
M18079+P 27232	Smithfield Fresh Meats Corp.	VFB290 112330 8N-1	12/08/2019	04C02	Livestock Humane Handling	313.1	<p>On December 8th, 2019 (December 7th production), at approximately 0015, while verifying HATS Category VI (electric prod/alternative object use) in the alleyway leading to the B-1 CO2 Butina, I observed the horizontal automatic gate as it struck and pinned/trapped two hogs. When operating properly, if the gate strikes an animal, it will open rather than pinning/trapping the animal to the wall. In this instance, when the horizontal gate contacted the animals, it did not retract. Shortly after the incident occurred, (b)(6)</p> <p>(b)(6) and (b)(6)</p> <p>(b)(6), arrived to the B1 lane. I informed (b)(6) of my observation and that the gate was not functioning properly. I explained to (b)(6) that this situation represented a humane handling noncompliance. (b)(6) had maintenance disable the gate so that it would remain open and pose no threat to the animals moving through the lane. The remaining hogs proceeded through the lane without incident. Neither of the hogs that were struck and pinned by the gate were injured. On December 9th, I verified that the gate had been repaired and was functioning properly.</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M20478+P 20478	Snow Creek Meat Processing, Inc.	VAB160 912563 ON-1	12/30/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(2), 313.15(a)(3)	On December 30, 2019 at Snow Creek Processing Est. 20478 the following observation was made during a Livestock Humane Handling Task: The establishment was using a captive bolt. The stun was not effective to rendering the animal immediately unconscious. Corrective action was taken immediately rendering the animal unconscious. Plant management was notified of non-compliance. Plant management began to look into why the captive bolt was not working properly. It appears that establishment is having equipment failure with the captive bolt and was replaced by using a .22 rifle to render the animals. This constitutes a regulatory non compliance with the USDA 313.16a 1-3.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M5439	Kleemeyer & Merkel Inc.	BQE181 010262 3N-1	10/23/2019	04C02	Livestock Humane Handling	313.2	<p>On October 23, 2019 at 0748, I was performing the Humane Handling task for HATs Category II: - Truck Unloading where I verify the establishment's humane handling procedures during livestock unloading activities. During my inspection I observed the following noncompliance: The establishment worker unloading a mix of lambs and veal calves from the top level of the livestock trailer. While he was urging a Holstein calf forward down the ramp that goes from the top level to the entrance of the establishment, by giving a shove with his hand, the calf tripped from the shove and laid down on the truck ramp. I immediately took regulatory control and stopped the worker from unloading any animals down the ramp. The other person unloading then assisted the calf who got up and went down the ramp unassisted. I then addressed the situation with management before any further unloading took place. The last lambs and some pigs were unloaded without incidence. The establishment worker was not following the establishment's program. I informed establishment owner, Tim Nugent of the issue with the veal calf tripping while unloading at his establishment, the regulatory control action stopping the unloading of livestock, the noncompliance, and the failure to meet the Meat and Poultry regulations 9 CFR 313.2(a). There is a similar noncompliance record #BQE5213082619N dated August 19, 2019, for the same root cause establishment's practices during unloading. The further planned actions from August 19, 2019, did not prevent today's noncompliance.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M17965	Gold Medal Packing Inc.	JRF060 610330 2N-1	10/02/2019	04C02	Livestock Humane Handling	313.2	Category III: Water and Feed availability On 10/02/19, at approximately 0530 hours while performing Ante Mortem, I, (b)(6) noticed the water barrel in pen 1A was completely dry with no water for the Bob veal. Pen employee immediately filled the barrel with fresh water. The non-compliance is a violation of 9 CFR 313.2(e). There must be water available at all times for every animal. (b)(6) was notified of the forth coming NR.	CLOSED
M19989+V 19989	Ward Willard & Son	HMH07 071018 11N-1	10/11/2019	04C02	Livestock Humane Handling	313.16(a)(1)	Category VIII Stunning effectiveness Today October 11, 2019 at approximately 0750 hours performing slaughter, there was a cow in the chute with its head in the head catch. I heard the shot from the .30-30 rifle. I observed through the window onto the slaughter floor that the cow remained standing and there was blood on her face from the first shot. There was an immediate second shot and the second shot rendered the animal unconscious. This does not meet 9CFR 313.16(a)(1). (b)(6) was notified of the non-compliance. Immediate corrective action was taken.	CLOSED
M19989+V 19989	Ward Willard & Son	HMH09 111203 13N-1	12/13/2019	04C02	Livestock Humane Handling	313.16(a)(1)	VIII Sunning effectiveness Today December 13th, 2019 at approximately 10:30 hours while performing slaughter, there was a cow in the knock box with its head in the head grip and rope. I heard the .30-30 fire. I observed out the window to see if the cow went down. It had not gone down, blood was dripping from her nose; the bullet had gone into the upper nose (nasal cavity) area. There was an immediate second shot and the second shot rendered the animal on conscious. This is in violation of 313.16(a)(1). A US Rejected tag B19107699 was applied to the knock box. Immediate corrective action was taken, and (b)(6) was notified verbally of the noncompliance. This NR is linked to Non-compliance record HMH0707101811 dated October 11, 2019 for the same root cause.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M20403	American Halal Meat Inc.	PID300 910521 7N-1	10/17/2019	04C02	Livestock Humane Handling	313.15(a)(1)	While performing HATS Category VIII (Stunning Effectiveness) and Category V (Handling of Suspect and Disabled Livestock) during the Livestock Humane Handling task on October 17, 2019 at 9:16 am at Establishment M20403, I observed inadequate stunning during euthanasia of a female mature sheep that I had condemned on ante-mortem inspection. An establishment employee appropriately restrained the sheep in lateral recumbency while Mr. Cahit Comak, the plant manager, used a handheld captive bolt device to administer the first knock. After the knock, the mature sheep looked around, displayed the righting reflex by attempting to lift her head and sit up, and she blinked upon testing of the Menace reflex. Mr. Comak quickly administered a second knock, which rendered the animal unconscious. I notified Mr. Comak that his establishment has failed to meet the requirements of 9 CFR 313.15(a).	CLOSED
M5300	Rhode Island Beef & Veal Inc.	VEL230 611160 5N-1	11/05/2019	04C02	Livestock Humane Handling	313.15(a)(1)	Humane Handling Category VIII: Stunning Effectiveness On 11/04/19 at approximately 1138, while observing the stunning of a sheep, the following noncompliance was observed: The employee performing the stunning applied the captive bolt stunner to the head of the sheep and shot it with a captive bolt stun gun. The mis-stun caused a hole and some bleeding on the skin above the lamb's head but did not penetrate through the skull. There was some excitement to the sheep as it turned its head left and right. The animal remained on its feet's, but it was not vocalizing. The employee immediately reloaded the captive bolt gun and applied a second, successful shot which rendered the animal unconscious. This is a noncompliance with 9CFR 313.15 (a) Mr. Joel Quattrucci, Owner was notified of this noncompliance verbally and with this notice. No regulatory control action was taken due to the immediate action by the employee.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M5300	Rhode Island Beef & Veal Inc.	VEL3508111814N-1	11/14/2019	04C02	Livestock Humane Handling	313.2	Humane Handling Category III: Water and Feed Availability On 11/14/19 at approximately 0918 while performing livestock humane handling task in the outside pen, the following noncompliance was observed: 5 beef cows housed in an outdoor pen were not provided with accessible water. The water barrel contained frozen water. The slaughter floor employees was notified of this finding and moved the cows to in indoor pen where water was provided to the animals. This is a noncompliant with 9 CFR 313.2 (e) At the time, no management was around to notified of this noncompliance.	CLOSED
M5300	Rhode Island Beef & Veal Inc.	VEL2107120617N-1	12/17/2019	04C02	Livestock Humane Handling	313.15(a)(1)	Humane Handling Category VIII: Stunning Effectiveness On 12/16/19 at approximately 1418, while observing the stunning of a bovine, the following noncompliance was observed: The employee performing the stunning applied the pressure triggered captive bolt stunner to the head of the bovine and it fired. The position of the captive bolt was not in the center of the head. The bull slowly dropped to the ground, one leg at a time, and then stood back up, one leg at a time. The bull moved its head left to right. The plant employee had the back up captive bolt and applied a second shot which rendered the animal unconscious. It was confirmed that the first shot from the captive bolt was too far left. This is a noncompliance with 9CFR 313.15 (a). Mr. Joel Quattrucci, Owner was notified of this noncompliance verbally and with this notice. No regulatory control action was taken due to the immediate action by the employee.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M5497+V5497	Adams Farm Slaughterhouse LLC	FWJ4114103129N-1	10/29/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>Humane Handling Category VIII: Stunning Effectiveness Today, at approximately 1500 hours, while observing the slaughter of pigs to ensure acceptable humane stunning methods, the following noncompliance was observed by the food inspector: The employee performing the captive bolt stunning applied the captive bolt to the head of a pig and shot it. The pig vocalized and moved away from the employee. The employee immediately got the back up captive bolt stun gun, which is readily available in the kill box area and applied a second shot which was successful in rendering the pig unconscious.</p> <p>(b)(6) was notified verbally, and (b)(6) with this notice. The most recent similar NR issued for captive bolt stunning of a pig is record number FWJ4512023422N on 2/22/2019.</p>	CLOSED
M6354+P6354+V6354	E.L. Blood & Son, Inc.	BNH1413115518N-1	11/18/2019	04C02	Livestock Humane Handling	313.30(a)(1)	<p>Humane Handling Category VIII: Stunning Effectiveness This morning, at approximately 9am, while observing the slaughter of swine to ensure acceptable humane stunning methods, the following noncompliance was observed: The employee performing the stunning applied the electrical stunner to a market swine in the appropriate stunning area (behind the ears) and delivered the stun. The stunner went through a 7 second cycle delivering electrical current. At the end of the cycle the animal went down and released an agonal squeal. The stunner was then applied a second time across the heart for a 7 second cycle and the animal vocalized once. At the end of the 7 second cycle the animal was rendered insensible and remained insensible through the shackling and sticking process. This is noncompliant with 9CFR 313.30(a)1. (b)(6)</p> <p>(b)(6) was notified of this noncompliance verbally and with this notice. No regulatory control action was taken due to the immediate action by the employee.</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M9428+P9 428	East Conway Beef & Pork Processing	XML07 141108 04N-1	11/04/2019	04C02	Livestock Humane Handling	313.2	HATS Category III - Water and Feed Availability On October 04, 2019 while conducting the Livestock Humane Handling task the following noncompliance was observed. At approximately 1345 hours, there were 6 swine with no water on a trailer used as a holding pen backed up at the entrance doorway of the establishment's holding pens. The trailer was section off into three section which held 2 swine per section. There was no water available for the swine in either three sections of the trailer. (b)(6) was notified orally and visually about the condition of the trailer and that an NR would be issued. A plant employee immediately moved the animal from the trailer to the establishment's holding pen and given water. The animal did not show any signs of duress. Water must be available at all time to animals. A 90-day review of the establishment's previous noncompliance reports did not reveal any related non-compliances. This NR serves as written notification that your failure to comply with regulatory requirements could lead to further regulatory or administrative actions.	CLOSED
M9558	Vermont Livestock Slaughter & Processing Co. LLC	FDN130 812280 5N-1	12/05/2019	04C02	Livestock Humane Handling	313.2	HATS Category III: Access to water The PHV entered the pens at 7:09 am to complete a routine HATS task. One pen contained 9 resting hogs with no water receptacle and no access to water; there was a swing gate within the pen that had been pushed back, creating a corner that contained a tenth hog alone with a water tub upturned on its side that was dry on the bottom and contained only sawdust. This is a noncompliance with 9 CFR 313.2 (e) which requires that animals have access to water in all holding pens. Establishment (b)(6) was notified of the noncompliance, and he immediately corrected the problem by providing water to the hogs and moving the swing gate to ensure that all 10 hogs in the pen had access to it.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M1664+P1 9846+V166 4	Kah and Company Incorporated	NPN43 061237 19N-1	12/17/2019	04C02	Livestock Humane Handling	313.1	On December 17, 2019 at approximately 1500 hours while performing the establishment's Odd Hour Humane Handling{HH}task, I observed the following: -In the holding area for livestock pen #2, which the establishment uses this pen to hold market hogs/sows, and sheep and/or goats, on the day of my inspection pen#2 had 5 goats in it. The gate on pen #2 had been broken the previous slaughter, 12/11/19, by some market hogs. The establishment took a heavy rope and tied it at the bottom portion together to maintain working order of the gate at the bottom hinge area. On the same gate I observed approximately 3-4 sharp, pointy edges at the bottom area of the gate. the same pen has a divider and there is 2-3 sharp, pointy areas on the bottom area of this dividing gate. I notified b7(c) about the aforementioned deficiencies, and placed US REJECT/RETAIN tag #B26 498556 to pen #2 and advised establishment management that gate #2 cannot be used for slaughter operations until brought into USDA compliance. The goats were moved to the opposite side of the divider of pen #2, there were no sharp, pointy areas on that side of the divider. This represents noncompliance with 9 CFR 313.1(a).	OPEN

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M7356+P7 356+V7356	Harmon Brothers Meats, Inc.	IJK1012 122406 N-1	12/06/2019	04C02	Livestock Humane Handling	313.2	<p>HATS category V: (b)(6) made the following observations while performing antemortem inspection of the holding pens at Harmon Bros. Meats (M7356) Warsaw, KY: At approximately 1300 hrs. EDT on November 06, 2019 pen #4 containing 19 sheep had one sheep that was 3 legged lame (ambulatory disabled); the back left leg was not touching the ground when it moved and was in the pen with normal population. In pen #6 containing 21 sheep there were 2 of the sheep that were limping on their hind legs (ambulatory disabled) and they were in the pen with the normal population. The above observations were brought to the attention of the (b)(6) and (b)(6) of this noncompliance. The establishment took corrective action and removed the animals out of the normal population and segregated them to a pen by themselves.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M7356+P7 356+V7356	Harmon Brothers Meats, Inc.	IJK1012 125109 N-1	12/09/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>HATS category VIII: stunning effectiveness The (b)(6) made the following observation while performing the livestock Humane Handling Activities Tracking System (HATS) task at Harmon Bros. Meats (M7356) Warsaw, KY: At approximately 0950 hrs. EST plant personnel placed two mature ewes in the knock box; the hand held captive bolt device (CBD) fired, and two ewes were observed standing in the knock box—conscious eye tracking, conscious righting reflex. Plant personnel immediately reloaded the CBD and fired, thereby rendering a ewe insensible. The second standing ewe was observed to be compliantly stunned; the first shot rendering the ewe insensible, followed by a second safety knock. An examination of the skull for each ewe revealed two holes in each skull. The ewe not rendered insensible on the first shot was found to have one hole high and lateral on the skull; the second hole was in the usual location on the skull for an effective stun. IPP placed U.S. Rejected tag #B19487831 on the knock box and contacted the chain of command for further guidance. Mr. Dave Harmon, owner of Harmon Bros. Meats was made aware of the above observation and the forthcoming non-compliance record. Likewise, Mr. Harmon was advised the knock box would remain tagged pending corrective actions and approval by chain of command for the Jackson District Office.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M7429+P7 429	Hampton Meat Processing Co., Inc.	IPE3907 105425 N-1	10/24/2019	04C02	Livestock Humane Handling	313.16(a)(1)	HATS Category VIII - Stunning Effectiveness On October 24, 2019, at 1505 hours, while performing the (b)(6) (b)(6) observed an incident at Hampton Meats in which a single attempt with a rifle delivered to a heifer did not produce immediate unconsciousness. The animal remained standing after the first attempt and alert, with blood coming from the wound at the base of the right ear. A second stun was delivered as soon as possible and effectively rendered the animal unconscious. The stunning area was immediately Rejected using U.S. Retain Tag B28869795 and the (b)(6) was notified of the noncompliance.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M7464+P7 464	F.B. Purnell Sausage Co., Inc.	CMN09 191016 17N-1	10/17/2019	04C02	Livestock Humane Handling	313.2	<p>HATS category III: water and feed availability The</p> <p>(b)(6)</p> <p>(b)(6) made the following observation at Purnell Sausage Co. (M7464) Simpsonville, KY while performing the Humane Handling Activities Tracking System (HATS) task: At approximately 0830 hrs. EDT an ambulatory disabled sow was found down in the alleyway of the barn without access to water. The lot the sow was a member of received ante-mortem inspection at 0730 hrs. EDT. The SVMO was aware of the sow's condition at 0730 hrs. and observed (b)(6)</p> <p>(b)(6) instructing plant personnel to inform the individual responsible for the stunning of disabled animals a disabled animal was in the barn. The SVMO likewise observed that individual inform the responsible personnel. IPP confirmed they were informed as well. At approximately 0755 hrs. EDT the SVMO again notified plant personnel of the disabled sow in the alleyway and was told she would be attended to at break, which occurs at 0800 hrs. EDT. When the establishment "broke" plant personnel inquired if the sow was approved for slaughter (yes) and stated she would be taken care of after break. At 0830 hrs. the sow was compliantly stunned and brought to the kill floor. The above observed non-compliance was brought to the attention of (b)(6) and (b)(6)</p> <p>(b)(6)</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M8078+P8 078+V8078	Boone's Abattoir, Inc.	APM53 091044 28N-1	10/28/2019	04C02	Livestock Humane Handling	313.30(a)(4), 313.30(b)(3)	At approximately 8:30 AM, on Monday, October 28, 2019, while conducting humane handling verification on HATS Category 9 (Conscious Animal on the Rail) at Establishment M8078 (Boone's Abattoir), I observed a swine which was ineffectively stunned via electrical stunning. The animal demonstrated signs of sensibility that included conscious blinking, vocalization, and a mild attempt to right itself. A plant employee then rendered the animal insensible with an effective captive bolt stun. The animal remained unconscious and insensible throughout the bleeding operation. This incident represents noncompliance with 9 CFR 313.30(a)(4) and 9 CFR 313.30(b)(3). (b)(6) (b)(6)	OPEN
M8078+P8 078+V8078	Boone's Abattoir, Inc.	APM40 121122 25N-1	11/25/2019	04C02	Livestock Humane Handling	313.2	HATS category III: water and feed availability The (b)(6) (b)(6) made the following observation at Boone's Abattoir (M8078) Bardstown, KY while performing the livestock humane handling activities tracking system (HATS) task: At approximately 1315 hrs. EST two holding pens containing market swine were observed without access to water. The water trough running through the pens was found to have multiple piles of cow manure in the trough, both in the pens holding swine, and "upstream" thereby preventing the flow of water. Co-owner Allison Boone Porteus was notified of this observation and of the forthcoming non-compliance record.	OPEN

Table: Noncompliance Reports in Response to FOIA2020-127

09:50 Tuesday, January 14, 2020 25

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M221A+P9 932	Smithfield Fresh Meats Corp.	KGG110 811261 4N-1	11/14/2019	04C02	Livestock Humane Handling	313.2	At 10:33 while performing humane handling verification in the stockyard, I observed an employee with a downer hog on a two wheel cart. The wheels are located on the rear of the cart. After opening the gate to the suspect area the employee forcibly pushed and let go of the cart containing the hog. The cart with the downer hog hit the concrete wall and the front end of the cart dropped hard to the floor. This caused the hog to be jostled back and forth. Regulatory control action was taken by stopping the operation. The regulatory requirement of 9 CFR 313.2(a) was not met. (b)(6) (b)(6) was notified of the noncompliance.	CLOSED
M221A+P9 932	Smithfield Fresh Meats Corp.	KGG301 311091 4N-1	11/14/2019	04C02	Livestock Humane Handling	313.5	At approximately 0600 hours, while (b)(6) (b)(6) was monitoring the stunning effectiveness the first basket on the B-side gas chamber was dumped. Several of the animals still showed signs of consciousness. The second dump yielded the same result. Animals showed eye movement, and some regained their footing. In each case establishment management took an immediate corrective action; using a captive bolt device to render the animals senseless. A break was placed in the line and adjustments were made. On the next dumps, at 0634 hours, that I monitored, two animals had eye movement and were breathing. Management again took immediate corrective action. After a second break with more corrections by maintenance, operations were resumed as normal. The regulatory requirements cited in 9 CFR 313.5(a)(1) was not met. Mrs. Lauren Banick, Livestock Supervisor, assisted with corrective actions and was notified of this noncompliance. (b)(6)	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M4271+P4 271+V4271	GREISE BROTHERS PACKING INC.	CZF301 310180 8N-1	10/07/2019	04C02	Livestock Humane Handling	313.16(a)(1)	HATS Category VII: Stunning Effectiveness: On October 7, 2019, at approximately 1130 hours I (b)(6) observed a sow brought in for slaughter. The (b)(6) was the one who performed the stunning with a .22 magnum. The first shot was fired, and I heard the sow squealing and when I opened the door the pig was standing there squealing. I immediately told (b)(6) that he needed to shoot it again. Then a second shot was fired at this time the sow was taken down. The first bullet hole was in the middle of the head about one inch above the eyes and the second hole was above the first about 1/2 inch. I notified the owner Frank about the Noncompliance.	CLOSED
M4271+P4 271+V4271	GREISE BROTHERS PACKING INC.	CZF260 811081 3N-1	11/13/2019	04C02	Livestock Humane Handling	313.2	HATS Category III: Water/Feed Availability; 9CFR313.2(e) I, (b)(6) arrived at Est. 04271 at approx. 0550 hours on 11/13/19 and performed an odd-hour inspection on the livestock in the pens. I observed 12 Beef in Pen #9, 1 Beef in Pen #5, 14 goat & 9 lamb in Pen #1 and 6 Sheep in Pen #3. All water in the pens were frozen solid, making it not accessible to the livestock. This is a noncompliance with 9CFR313.2(e), which states "Animals shall have access to water in all holding pens and, if held longer than 24 hours, access to feed. There shall be sufficient room in the holding pen for animals held overnight to lie down". This NR serves as notification of the establishments failure to comply with 9CFR313.2(e). I notified management of the noncompliance and they supplied all livestock with fresh water immediately. Regulatory control action was not necessary due to the immediate response from management.	CLOSED

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M4271+P4 271+V4271	GREISE BROTHERS PACKING INC.	CZF280 711151 5N-1	11/15/2019	04C02	Livestock Humane Handling	313.2	HATS Category III: Water/Feed Available; 9CFR313.2(e), On November 15, 2019 at 0705 hours, while performing antemortem inspection at Est. 04271, I, (b)(6), observed the following noncompliance. The water supply for lambs and goats in pen #9 was frozen not providing the animals with access to water. There was no other available water in the pen. (b)(6) (b)(6), (b)(6) and (b)(6) were notified of the noncompliance. They moved all animals from pen #9 and moved to pen with a water supply. I took regulatory control action by tagging Pen#9 entrance using U.S. Retained/Rejected tag # B40457331. B40457331 This NR is being linked to NR CZF2608110813N, documented on 11/13/19. The corrective action was not implemented correctly or is not effective in preventing recurrence of this noncompliance.	CLOSED
M4271+P4 271+V4271	GREISE BROTHERS PACKING INC.	CZF300 911022 5N-1	11/22/2019	04C02	Livestock Humane Handling	313.1	HATS category IV: Ante Mortem inspection On 11/22/19 I (b)(6) while performing the Humane handling task, observed a goat in pen 9 that had baling twine wrapped around its back leg. I pointed it out to employee and he immediately caught the goat and removed it. I also noticed that there were multiple pieces (3) of baling twine in the pen that he picked up. I notified (b)(6) of this noncompliance This is a noncompliance with regulation 313.1	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M4271+P4 271+V4271	GREISE BROTHERS PACKING INC.	CZF381 211252 7N-1	11/27/2019	04C02	Livestock Humane Handling	313.2	<p>HATS Category IV: Antemortem Inspection On 11/27/19, at approx. 1005 hours, (b)(6) performed ante-mortem on livestock received. During her performance of duties she observed Pen#1 was overcrowded. She immediately notified (b)(6) of the overcrowding in pen#1. He stated that he would move some of the livestock from the pen and put into another pen to eliminate the overcrowding. At approx. 1230 hours, I, (b)(6) and (b)(6) went to see if there was still overcrowding in pen#1. When we went to pen #1, we observed overcrowding, livestock slipping and one cow down. On closer observation, the Cow that was down, was dead and it's head was in the water container (which was the only water source in pen#1). I immediately notified (b)(6) of the non-compliant situation and took regulatory control action by placing US Reject tag (B37604763) on the entrance to the kill floor. We informed (b)(6) that immediate action was needed to be taken to correct the overcrowding and slippery conditions in the livestock pens and a water supply is needed in this pen. We also informed him that the dead cow it needed to be removed immediately. I spoke to the establishment owner Mr. Frank Greise, II (at approx. 1310 hours) and informed him of the non-compliant situation and that (b)(6) and I took regulatory Control Action. *Note: The dead cow was tagged was a red metal US CONDEMNED tag (Z-8348303). This NR serves as notification of EST. 04271's failure to comply with 9CFR313.1(b) and 313.2(e). This NR is being linked to CZF2608110813</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M4271+P4 271+V4271	GREISE BROTHERS PACKING INC.	CZF450 612111 9N-1	12/18/2019	04C02	Livestock Humane Handling	313.1	Category IV - Ante-mortem Inspection On December 18, 2019, at approximately 0900 I (b)(6) while performing the Humane Handling task, I observed two screws protruding out of a board about 6 inches from the ground. This board was once part of the hay feeder but was taken down because it was fallen apart. I took regulator action by rejecting the pen with tag # NO. B37604759. There were no animals in the pen at the moment and notified Othman Sabbagh of this noncompliance. This is a noncompliance with 9CFR313.1	CLOSED
M7420+V7 420	Salatin & Cloud, LC	QQA33 091030 02N-1	10/02/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(b)(1) (iii)	On Wednesday October 2, 2019 at 08:23 am, while observing humane handling and verifying HATS category VII stunning effectiveness, the following noncompliance was observed. The first stunning attempt on the stun on a lamb was ineffective and the lamb remained standing. The placement of the shot was located above the right eye socket. The employee immediately reloaded the captive bolt and took an additional shot. The second stunning attempt was successful and rendered the lamb unconscious. The employee stated the lamb moved its head at the last minute. (b)(6) was notified verbally and in writing of this noncompliance record.	CLOSED
M8892+P8 892+V8892	Haass' Family Butcher Shop, Inc.	CVJ491 010150 4N-1	10/04/2019	04C02	Livestock Humane Handling	313.15(a)(1)	At approximately 8:17am, while performing HATS Category VIII stunning effectiveness, I, (b)(6) (b)(6) observed the following noncompliance: a bovine steer in an excited state was not rendered effectively unconscious on the initial stun. The bovine showed signs of rhythmic breathing. (b)(6) (b)(6) immediately and effectively administered the second stun which rendered the animal unconscious. The animal remained unconscious throughout hoisting and sticking. The establishment failed to meet the requirements in 313.15(a)(1). I notified Ms. Amber Cranmer, plant manager of this non-egregious noncompliance.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M9979+P9 979+V9979	Smith Valley Meats	AAH571 110480 4N-1	10/04/2019	04C02	Livestock Humane Handling	313.16(a)(1)	On 10/04/2019 at approximately 1100 hours while (b)(6) and (b)(6) while performing a routine Humane Handling task the following noncompliance was observed. After stunning and slaughtering one steer and one heifer previously this morning without incident, designated employee (b)(6) performed an ineffective stun using the same rifle. The ineffective stun was applied to the incorrect location on the head, slightly too low on the head. The animal remained standing but did not show signs of distress or excitement. Immediate corrective action was taken by the designated employee, by quickly applying a proper stun with the same rifle, resulting in the animal being rendered unconscious. The establishment does not have a robust systematic approach for Humane Handling.	CLOSED
M9979+P9 979+V9979	Smith Valley Meats	AAH331 112531 2N-1	12/12/2019	04C02	Livestock Humane Handling	313.1	At 1130 While performing a review and observation humane handling task, and verifying HATS category available feed and water the following was observed: In the small hog pen, the water trough was found empty, with one hog in the pen. The hog had arrived at 1030 and did not have access to any water. The water trough was filled, the hog did NOT drink any water once made available. These finding are in direct violation with the regulations listed above. Manager Jeff Smith was notified of these finding verbally and with this NR. The plant does not have a robust systematic humane handling plan.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M244I	Tyson Fresh Meats, Inc	GEH581 912131 7N-1	12/13/2019	04C02	Livestock Humane Handling	313.15 (b)(1)(i), 313.15(a)(1)	<p>HATS Category VIII On December 13th, 2019, at approximately 2133 hrs, the following noncompliance was observed by (b)(6). (b)(6). While observing the stunning of suspect pen hogs in the bottom of pen # 2 (b)(6) saw the uboard placed on a market hog, tattoo #0693, by the two shooters. Both shooters had loaded captive bolt stunners and the hog appeared to be calm in the restraint. The first shooter placed the captive bolt stunner on the hog's forehead and discharged it. The hog did not go down. There was a round indentation on the hogs forehead. The position of the indentation was appropriate to achieve stun, but it had not penetrated far enough. The first shooter asked for the second shooter's loaded stunner and discharged the stunner into the same place as the previous shot. The hog became unconscious at that time. (b)(6) called for (b)(6) and explained the situation. The captive bolt stunner, # 6, was taken to maintenance for evaluation. The next hog was placed in the uboard restraint, at approximately 2140, and the loaded captive bolt stunner, #13, was placed at its head. The trigger was pressed, there was a click, but no discharge of the stunner occurred. The stunner was placed aside for maintenance. Two captive bolt stunners were taken from the box used by kill drive to complete the stunning of the suspect pen hogs. At approximately 2154hrs, a third captive bolt stunner, #14 did not fire. When evaluated the rod was approximately 1 cm out of the base of the barrel of the stunner and not able to be returned to the correct position within the stunner. (b)(6), (b)(6), and (b)(6) were verbally informed of the noncompliance. This is written notice of noncompliance. Corrective actions will be documented in the response to this noncompliance.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M5502	Ruwaldt Packing Co.	KCA050 811581 4N-1	11/14/2019	04C02	Livestock Humane Handling	313.2, 313.30 (a)(2)	<p>At approximately 7:30 am on November 14th, 2019, I, (b)(6), while conducting the Categories VIII-Stunning Effectiveness and IX Conscious Animals on the Rail parts of the humane handling task at Ruwaldt Packing Company observed the following: When I first started observing the stunning, the employees had 2 lambs in the stunning area at the same time. The animals were falling over each other. At the time, I wasn't sure if this was on purpose or if a second lamb happened to come into the area. This morning the lambs were very excited and moving around the stunning area. When trying to apply the electrical stun, the stunner had to move around the area as well (in a sense chasing them) which worsened the situation. The second employee in the stunning area made no attempt to restrain the lambs. With all the motion, several misses were observed. This is when the stunner tried to apply the electrical wand, but the animal moved. One lamb had the electrical wand make contact behind either ear for the typical amount of time but did not seem to have received the electrical stun. The lamb stood up normally after the electrical wand was removed. After observing the lamb stand up after the electrical wand was applied, management was contacted. (b)(6) (b)(6), came down and the situation was discussed. We discussed the need for all animals to be handled with the minimum of excitement throughout the slaughter process. Specifically regulations 313.2(a) and 313.30(a)(2) which covers the driving of animals to the place of electrical stunning being conducted with the minimum of excitement and discomfort. We also discussed how the last lamb had the electrical wand properly placed but did not appear to have received an electrical stun. (b)(6) who is bilingual was able to discuss with the stunner the issue. The stunner reported</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							<p>that the amount of fur could be the problem. (b)(6) had the stunner start using the captive bolt and had the second employee restrain subsequent lambs. (b)(6) and I observed about 7 additional lamb be harvested. The lambs were done with minimal excitement and no missed stun attempts. (b)(6) was informed that a humane handling noncompliance report would be issued. Upon leaving the (b)(6) (b)(6) was in his office and my findings were discussed with him as well.</p>	
M17419+P 17419	Dewig Bros. Packing Co.	SOF470 512250 5N-1	12/03/2019	04C02	Livestock Humane Handling	313.2	<p>On December 03, 2019 at approximately 6:10 A.M, CST while performing HATS category (III, Water and Feed Availability) verification, I (b)(6) (b)(6) along with (b)(6) (b)(6) observed that there was no water available in the water reservoir of pen 21 for livestock We also observed that the pen was overcrowded with 9 cattle in it and their movement was limited. I took a regulatory control action according to 9 CFR 313.2(e) and verbally notified (b)(6) (b)(6) of the noncompliance. The employee immediately removed 4 of the livestock out of the pen and added water in the water reservoir. I released control to the establishment. I also notified, Mr. Dean Dewig, plant manager, of the noncompliance.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M17564	Indiana Packers Corporation	MLO12 141006 07N-1	10/07/2019	04C02	Livestock Humane Handling	313.5	<p>HATS Category VIII Stunning Effectiveness On 10/07/2019 at approximately 1315 the following non compliance was observed. (b)(6) observed the east stunner empty a basket of six hogs after the cycle was completed. One hog of the six exited the stunner and was sensible. The hog rolled into sternal recumbency, held up its head while breathing rhythmically and spontaneously blinking. A plant employee recognized the issue, and immediately and effectively stunned the hog with a captive bolt gun. Of the remaining five hogs, four appeared to be dead and one hog was not sensible, but was showing some movement in the hind limbs. After stunning the sensible hog, the hog showing movement was also stunned using a captive bolt. At this time the establishment stopped loading hogs into both stunners and halted both machines. After an interval of approximately two minutes the establishment resumed emptying the stunners of the hogs that had entered the process prior to the discovery of the sensible hog. The remaining hogs were all insensible. (b)(6) (b)(6) was notified verbally and now in writing with this NR of the failure to comply with regulatory requirement 9CFR 313.5(a)(1). Immediate corrective actions were to stop loading hogs into both stunners and assess the status of the stunner and the sensors. Preventative measures will be outlined in the establishments written response to this NR.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M20263	Halal Farms U.S.A. Inc.	MWN0 709122 604N-1	12/04/2019	04C02	Livestock Humane Handling	313.1, 313.2	<p>HATS Category II – Truck Unloading The noncompliance below was observed by the following. (b)(6), (b)(6), (b)(6), (b)(6), (b)(6) and (b)(6). At approximately 0835 hours at your establishment 20263 in Shannon, IL, the following noncompliance was observed. A gooseneck trailer was backed into the lower unloading dock, which sits just above ground level. The trailer was a double decker and was hauling goats and lambs on both decks. The bottom deck was unloaded with no concern. The flooring for the top deck consists of wood planking. After a few animals on the top deck were lifted down one by one by the truck driver by hand through the rear gate opening, the driver removed the rear most plank in the floor and entered the trailer to continue lifting the animals down one at a time. The driver continued in this manner and removed plank after plank to be within arm's reach of the animals. During this process, one goat's front and rear legs on one side of its body fell through a gap in the boards. The driver quickly picked up the animal, lowered it to the trailer floor, and pushed the boards together to eliminate the gap. Once the driver got about 7 planks removed and enough goats lowered, he used three planks as a ramp, communicating the top and bottom decks and placed a goat on the ramp. The ramp was next to the trailer side wall but had no railing on the outer side. When the goat was placed on the ramp, it dropped to a sitting position and slid down the manure covered ramp. Regulatory was taken and the ramp was rejected for use. At this point, (b)(6) helped by entering the trailer to help the driver unload the top deck by hand. In a short time, enough animals were removed that the remaining animals on the top deck had space to back away from the people to almost out of arm's reach. At this point, the truck driver started grabbing animals by the</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							<p>leg and pulling them towards him while the animals remained standing. He was immediately instructed by inspection program personnel (IPP) to stop. Another plank was removed so that the animals could be easily reached and lowered by hand to the bottom deck. When the driver started unloading the last section of the upper deck, one of the goats tried to jump down. The driver quickly stepped in front of the goat, backed it up on the deck, and closed the gate. Regulatory control over the unloading process was taken at that time. IPP informed [b] of the noncompliance and the establishment's failure to comply with the regulatory requirements prescribe in 9 CFR 313.1(a) Livestock pens, driveways and ramps shall be maintained in good repair. They shall be free from sharp or protruding objects which may, in the opinion of the inspector, cause injury or pain to the animals. Loose boards, splintered or broken planking, and unnecessary openings where the head, feet, or legs of an animal may be injured shall be repaired, 313.1(b) Floors of livestock pens, ramps, and driveways shall be constructed and maintained to provide good footing for livestock. Slip resistant or waffled floor surfaces, cleated ramps and the use of sand, as appropriate, during winter months are examples of acceptable construction and maintenance, and 313.2(a) Driving of livestock from the unloading ramps to the holding pens and from the holding pens to the stunning area shall be done with a minimum of excitement and discomfort to the animals. Livestock shall not be forced to move faster than a normal walking speed.</p>	

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M20411+V20411	Woodland Bison, Inc.	AQG3909125711N-1	12/10/2019	04C02	Livestock Humane Handling	313.16(a)(1)	On December 10, 2019 at 13:45 hours, while in the office at (b)(6) entering data into PHIS, I heard and observed the following noncompliance. I heard a gunshot and a hog vocalizing, I immediately proceeded to investigate. I then heard a second shot, the vocalization stopped and I observed the hog was rendered insensible at that time. A discussion with the establishment employee confirmed the hog was not rendered insensible after the first shot. I immediately notified Plant Manager Diane Brown of the noncompliance with Regulation 9 CFR 313.16 (a) (1). The hog was shackled and slaughtering procedures continued without incident.	CLOSED
M17D+P7613+V17D	Smithfield Packaged Meats Corp.	WLJ1617114201N-1	11/01/2019	04C02	Livestock Humane Handling	313.1	HATS Category VII – Slips and Falls At approximately 1610 hours on 11/1/19 while in the barn performing HATS tasks, I observed two pigs slip and fall by the entrance to the butina room. As the pigs were being moved around the swing gate that separates the butina alleys so that they would be diverted to the north alley, one pig's hind feet slid causing the pig to fall on its right hip. Another pig rounded the same corner within about a minute and slipped, landing on its right hip. The area where the pigs slipped was covered with a layer of liquid fecal material thick enough to have skid marks left behind where they had slipped. I informed (b)(6) of my observations, and he immediately stopped any more pigs from entering the area and hosed off the floor. After he had removed the hazard, I informed him of the forthcoming noncompliance record. The establishment failed to meet the requirements of 9 CFR 313.1(b) which states "Floors of livestock pens, ramps, and driveways shall be constructed and maintained so as to provide good footing for livestock."	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M17D+P76 13+V17D	Smithfield Packaged Meats Corp.	WLJ291 611401 2N-1	11/11/2019	04C02	Livestock Humane Handling	313.2	<p>HATS Category III: Food and Water Availability</p> <p>On the night shift starting on November 11, 2019 at approximately 0015 hours, while performing HATS Category III: Food and Water Availability, I observed the following noncompliance. In the East drive alley directly adjacent to pen 20, I observed 17 live hog and 1 dead hog being held in the drive alley. This drive alley is used to move hogs out of the Northern holding pens and drive them to the main kill drive alley to the butina room. Both the North and South gates to this section of alley were closed. In this section of alley, there are no watering devices available to the hogs. At this time, hogs from this area of the barn were not being driven to slaughter. The hogs in the area were bright, alert, responsive, and ambulatory aside from the one dead animal. I immediately informed (b)(6) (b)(6) that the hogs in this alley had no access to water and of the forthcoming noncompliance record. Immediate corrective actions were to drive the ambulatory hogs to kill. This is noncompliant with 9 CFR 313.2 (e) as "Animals shall have access to water in all holding pens..."</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M17D+P76 13+V17D	Smithfield Packaged Meats Corp.	WLJ301 511281 3N-1	11/13/2019	04C02	Livestock Humane Handling	313.2	<p>HATS Category III: Food and Water Availability</p> <p>On November 13, 2019 at approximately 1332 hours while performing antemortem inspection, I observed a hog penned in the east drive alley directly adjacent to pen 20. This drive alley is used to move hogs out of the northern holding pens and drive them to the main kill drive alley. The north and south gates to the alley were closed, cutting off access to any watering devices in the adjacent alleyways. No hogs were being driven to slaughter from the north side of the barn at the time of this observation. I immediately informed (b)(6) that there was no water available to this pig and of the forthcoming noncompliance. The immediate corrective action was to call for the skid loader driver to come pick up the hog to take it to the slow pen. This is noncompliant with 9 CFR 313.2(e), "Animals shall have access to water in all holding pens..." This noncompliance record is being associated with NR WLJ2916114012N/1 issued on 11/12/2019 for hogs being held in this same area without access to water.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M17D+P76 13+V17D	Smithfield Packaged Meats Corp.	WLJ390 012230 7N-1	12/06/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(3)	HATS category VIII – Stunning Effectiveness I, (b)(6) witnessed an ineffective stun on a hog with a hand-held captive bolt device. At approximately 2236 on December 6, 2019, I was observing stunning of hogs in the slow pen. During this observation I observed an attempted stun on a hog with a hand-held captive bolt device. When the operator placed the first stun the hog let out a slight vocalization and fell to the floor. The hog remained conscious and was observed blinking slightly with an intact palpebral reflex. A second hand-held captive bolt device was used to immediately apply a second stun which rendered the hog unconscious. I notified (b)(6) (b)(6) that I would be issuing a non-compliance for this situation and asked for corrective actions/preventative measures before captive bolt stunning could resume. (b)(6) provided me with these corrective actions and captive bolt stunning resumed. This is a violation of 9 CFR 313.15(a)(1) and 9 CFR 313.15(a)(3).	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M253	Long Prairie Packing Company, LLC	AGL580 910061 4N-1	10/14/2019	04C02	Livestock Humane Handling	313.1	On October 14, 2019 at approximately 07:10 A.M. while performing HATS IV (ante-mortem inspection), I observed the following noncompliance: a group of 10 beef cows from Canada were taken out of pen 11A for ante-mortem inspection (to observe the left side of the cows). When the cows were brought back into the pen (to observe the right side of the cows), one of the beef cows slipped, fell, and slid forward inside the pen. The pen flooring, where the cow slipped, had the bedding/compost pushed away, and the concrete was exposed. There was grooving in the concrete; however, the concrete was damp and slippery due to environmental factors. The cow injured her back hind leg, causing her to become non-ambulatory. The cow was humanely euthanized. I tagged up the pen with U.S. Reject tag, B41501134 and removed my tag once the deviation was fixed (a large amount of sand was placed in the pen to prevent it from being slippery).	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M2439+P2 439+V2439	Ranchland Packing Co.	WHN44 091056 24N-1	10/24/2019	04C02	Livestock Humane Handling	313.16(a)(1), 313.30(a)(3)	<p>Category VIII Stunning Effectiveness: On 10/24/19 at approximately 0700 hours (b)(6) observed the stun operator attempt to stun a bovine with the 12-gauge shotgun. The bovine was in the head of the alleyway. Due to the size of the cattle they must be knocked outdoors as they cannot fit down the alleyway. After (b)(6) heard the shotgun discharge, (b)(6) observed the animal had remained standing and conscious but did no vocalization. The stun operator immediately retrieved the backup shotgun and applied a second stunning attempt, which immediately and effectively rendered the bovine unconscious. An exam of the bovine's head by (b)(6) revealed two stun holes in the skull. An immediate regulatory control action was taken with the placing of US Rejected tag number B19467313 to the knocking box. Plant manager, Justin Fisher was verbally notified of this noncompliance at the time of observation, and again in writing with the issuance of this noncompliance record.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M2439+P2 439+V2439	Ranchland Packing Co.	WHN53 091204 24N-1	12/24/2019	04C02	Livestock Humane Handling	313.16(a)(1), 313.30(a)(3)	<p>Category VIII Stunning Effectiveness: On 12/24/19 at approximately 0815 hours (b)(6) observed the stun operator attempt to stun a bovine with the 12-gauge shotgun. The bovine was in the head of the alleyway. Due to the size of the cattle the establishment must stun outdoors as the larger cattle cannot fit down the alleyway. After (b)(6) heard the shotgun discharge, (b)(6) observed the animal had remained standing and conscious but did no vocalization. The stun operator retrieved the backup shotgun and applied a second stunning attempt, which immediately and effectively rendered the bovine unconscious. An exam of the bovine's head by (b)(6) revealed two stun holes in the skull. An immediate regulatory control action was taken with the placing of US Rejected tag number B19467309 to the stun box. Plant manager, Justin Fisher was verbally notified of this noncompliance at the time of observation, and again in writing with the issuance of this noncompliance record.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M2460+P2 460	Cimpl's, Inc.	PMB24 101029 19N-1	10/19/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(3)	<p>On October 19, 2019, at approximately 0830 hours, while performing HATS task VIII Stunning Effectiveness I, (b)(6) observed a horned, mixed breed bull enter the restrainer. The senior stunner captured the animals head securely and the senior Halal cutter then performed the ritual cut. After the ritual cut was made, the senior stunner placed the pneumatic stunner to the animal's head and fired prior to the animal becoming unconscious from exsanguination. After this shot, the animal remained standing and alert as noted by the purposeful eye movements. No vocalization occurred due to the severing of the trachea during the ritual cut. Immediately after the initial shot, the senior stunner fired a second shot which effectively rendered the animal unconscious. The establishment (b)(6) and a company QA Technician were also in the stunning area observing stunning operations. At this time, I notified (b)(6) to the stunning area and informed him of my observations. A regulatory control action was taken by placing U.S. Rejected tag #B38161319 in the stunning area and the production line was allowed to be emptied. (b)(6) observed the head prior to it being split. The penetration hole was on the high side of the two-inch placement window. Upon splitting the head, there were multiple bone fragments which made it difficult to show the track the bolt took when it entered the skull. These findings are not in compliance with 9CFR 313.15 (a)(1) and 313.15(a)(3), Federal Meat Inspection Act (FMIA) (21 U.S.C.) 603, and the Humane Methods of Slaughter Act of 1978. This NR is being associated with a similar NR (PMB2117071325N/1) that occurred on July 25, 2019 for an ineffective stun. The establishment is also operating under a consent order for similar incidences of ineffective stuns. This NR follows a recent Notice of Suspension held in abeyance that</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							was issued on October 17, 2019 for an ineffective stun.	
M7644+P7 644+V7644	Yellowstone River Beef	NBO54 151235 17N-1	12/17/2019	04C02	Livestock Humane Handling	313.16(a)(1)	<p>HATS CATEGORY VIII---STUNNING EFFECTIVENESS</p> <p>At 1108 hours during the stunning of the 4th beef animal located within the restrainer, I observed the following noncompliance from the doorway entrance to the slaughter floor: An establishment employee executed one shot from a shotgun rifle. I stepped into the slaughter room to confirm stunning effectiveness. I observed that the animal was still conscious as evidenced by it standing upright in the restrainer and that a fog/mist came from its mouth. Additionally, I saw horizontal eye movement, with the eyes moving together right to left and back to the right, looking back at its surroundings. I stepped from the room again as the employee was reloading the shotgun and heard him immediately take a second shot. I then re-entered the room to the restrainer area and observed the animal to have fallen to the floor.</p> <p>No evidence of breathing, eye movement or signs of consciousness were observed. The animal was immediately and effectively stunned on the second attempt. Upon viewing the head, there were 2 bullet holes, within ½ inch of one another, to the right of the midline on the beef head. I then placed U.S. Reject tag # B41483309 to the restrainer and informed Establishment Manager Ms. Jody Dennis that I would be documenting observations in a non-compliance record. After Ms. Dennis provided verbal corrective actions and preventative measures, I removed the regulatory control action and slaughter resume.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M7717+P7 717+V7717	White's Wholesale Meats	JLI2013 124202 N-1	12/02/2019	04C02	Livestock Humane Handling	313.2	Category III (Water and Feed Availability) On 12/02/19 at approximately 1125 hours while performing a Humane Handling Verification task in the pens for Category III (Water and Feed Availability), I observed the following non-compliance. In Pen 3, I observed a Holstein steer standing in the pen between the metal stock tank and the westward rail of the pen. The metal stock tank was approximately 3 feet from the corner of the pen and had the tank heater frozen solid in the ice inside the stock tank. The ice was approximately 6 inches thick. The cord to the tank heater was lying on the ground approximately 3 ½ feet from the extension cord which powers the tank heater. Not having water available for livestock on premise does not meet the requirements of 9 CFR 313.2(e). There were no other animals on premise at the time of this observation. I immediately went into the plant office and notified plant manager Matt Hall of the non-compliance. The immediate corrective action by the plant was to move the animal to Pen 2, which already had water available in that stock tank. The plant manager then moved the stock tank in Pen 3 closer to the extension cord to be able to plug in the tank heater to be ready for other cattle upon arrival. I notified plant manager Matt Hall both verbally and in writing with the issuance of this NR. There are no associated NRs for the same root cause within the last 90 days.	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M8916+P8 916	St. Joseph Meat Market	LZC530 811561 8N-1	11/18/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>On Monday, November 18, 2019, at approximately 0820 while performing observation of HATS category VIII (stunning effectiveness) on the slaughter floor, I (b)(6) observed the following noncompliance: The establishment employee used a hand held captive bolt gun to implement a stunning attempt on a beef cow that was in the stunning area. The stunning attempt was administered but was observed as ineffective as the animal remained standing and conscious, with slight blood appearing at the nostrils. The establishment employee immediately retrieved the backup captive bolt gun and implemented an additional stun to the animal that was observed to be effective in achieving insensibility. (b)(6) (b)(6) was informed of the forthcoming noncompliance with 9 CFR 313.15(a)(1). Further investigation of the skull after skinning demonstrated two distinct holes. One hole showed placement at the intersection of two lines drawn from the lateral canthus of the eye to the base of the opposite horn. The other hole was approximately 1.5 inches closer to the left horn base.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M244M	Tyson Fresh Meats, Inc	PGC3511121112N-1	12/12/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>On 12/12/19 at approximately 10:15am I identified a hog for condemnation and to be euthanized in the suspect pen and the following noncompliance was observed. Two plant employees who have been previously trained to use the captive bolt stunner approached the hog. Using a red U board the hog was segregated from other hogs and the trained establishment employee attempted to stun the hog; after carefully lining up the captive bolt with the appropriate knock location on the skull. At the moment the employee went to discharge the bolt the hog tossed its head resulting in a mis-knock. The mis-knock resulted in right ocular damage and vocalization of the animal as well as the hog running away while trembling. The immediate corrective actions taken by the establishment was: re-corralling the hog using the U board, the second employee attempted to realign a second shot while a third employee prevented the hog from backing away, standing at the rear. Once the employee appropriately lined up the placement, taking their time to ensure appropriate location; a second knock was performed and the hog was effectively rendered insensible. From my observations the hog was appropriately rendered insensible. I informed (b)(6) of what I had observed and the tag NO. B38972615 was applied to the stunning area to halt production. This is a failure of 9 CFR 313.15(a)(1) As a preventative measure the establishment did retrain their yard employees on appropriate animal restraint prior to stunning. This plant does operate under a Robust System. Once satisfied with the establishments preventative measures control was relenquished and tag NO. B38972615 was removed.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M245L+P2 45L	Tyson Fresh Meats, Inc	LEI2714 101931 N-1	10/30/2019	04C02	Livestock Humane Handling	313.2	<p>HATS Category II- Truck Unloading This morning at approximately 0640 hours I was watching truck unloading following the first ante-mortem inspection period. I noted the trucker who was backed up to the north dock appeared to still be unloading his cattle, as the end gate of the semi-trailer was still open and the gate between the dock and his trailer was also open. Suddenly this truck which was backed up to the north dock pulled away from the dock and started to drive away. As the truck was leaving I could see a Hereford steer inside the trailer standing in the open doorway. A black steer who was on the unloading dock then jumped (dropped?) off the dock, which is about four feet high, and began trotting out behind the truck. The trucker must have saw the black steer trotting behind him as he came to a stop and then backed into the unloading dock again. The Hereford steer then walked into the unloading dock with the rest of the cattle. The black steer was able to be herded into the pens area and captured. From where I watched the events occur I was unable to see the black steer land on the ground because of the difference in heights. The area the animal jumped/dropped onto is concrete. This is a failure to comply with the requirements of 9 CFR 313.2(a) as the unloading and moving of these animals was not done with a minimum of excitement. (b)(6) was informed of the forthcoming noncompliance record. I was informed by establishment management that the trucker was banned from delivering cattle to this establishment following this incident.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M245L+P2 45L	Tyson Fresh Meats, Inc	LEI0415 120412 N-1	12/11/2019	04C02	Livestock Humane Handling	313.1	<p>HATS Category II- Truck Unloading, and HATS Category IV- Handling during Ante-mortem At 1215 hours today I went to the yards to perform ante-mortem inspection. As I walked into the main alley coming from the scale I noted a lot of fresh blood on the concrete walkway. I told the two company employees helping me that I wanted to know if the animal was injured at the establishment. We looked at the unloading docks and noted no blood present there. We then walked across the scale and found blood near the west (off-loading) end. Closer examination showed that there was a piece of tin at the bottom edge of the scale which was bent outwards with several pieces of hoof wall wedged behind it. The edge which was bent out was extremely sharp and approximately 4 inches above the floor of the scale. I informed yards (b)(6) that I was rejecting the scale until the tin could be fixed in a way to prevent animals from cutting their hooves. I also asked (b)(6) to formulate a preventive measure to prevent a reoccurrence in the future as the scale has about eighty feet of tin edging around the perimeter. U.S. Rejected tag B37677017 was applied. We then left the area to perform ante-mortem inspection. The animal which was cut by the tin was in Pen 52 and was missing a two-inch-wide piece of hoof wall from the hair line to the sole on the lateral aspect of the right front foot (avulsion). Approximately 30 minutes later, another animal was noted in Pen 50 to have a similar acute injury involving the lateral aspect of the right hind foot. Earlier in the morning there was an animal during first ante-mortem which had an acute cut with a similar missing piece of hoof wall on the lateral aspect of its right front foot in Pen 8. This first animal in Pen 8 was initially believed to have been injured at the feedlot or in transit. All three animals were lame on the feet which were cut and</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							bleeding readily. Corrective actions were to remove the pieces of hoof which were wedged behind the tin, hammer the tin flat, and then to weld the tin in place with a heavy piece of angle iron. For preventive measures, (b)(6) stated that he was involving the maintenance department to come up with a way to prevent the tin on the bottom from coming loose. (b)(6) also stated he would have a meeting with his employees on moving the cattle slower so that hopefully they did not group up so badly at the west end of the scale when exiting. I accepted these actions and removed the Reject tag. This is a failure to meet the requirements of 9 CFR 313.1 (a).	

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M889A+V8 89	J.F. O'Neill Packing Co. Inc.	DSC061 312033 1N-1	12/31/2019	04C02	Livestock Humane Handling	313.1, 313.2	<p>HATS Category IV Ante-mortem Inspection</p> <p>When I arrived at the cattle holding pens around 1045 hours on December 30, 2019, to finish ante-mortem inspection of the last lot in pens 7 & 8 for the day, I noticed that the cattle were standing in muddy water. The water covered the entire floor of pen 7. The water was deep enough to hide the animal's hooves up to halfway to the knee, depending on the location where the cattle were standing in the pen. Approximately eighteen animals were in the holding pens, with several having frost covered bellies and tails. I left the holding pens to find (b)(6) (b)(6) who upon arriving back out to the shed moved the animals into a non-flooded holding pen in the barn. I informed (b)(6) (b)(6) that I would be writing a noncompliance with 9 CFR 313.1(b). At that point I had to leave the barn, but was able to also inform establishment maintenance of the flooding issue. Upon my return to the holding pens about an hour later to place a U.S. Retain tag; the drains had been cleared and the water was gone. This is the only incident of flooding in the past six months. According to a discussion held on December 31, 2019, with (b)(6) (b)(6) the drain had become clogged with organic matter and the constantly running water filled holding pen 7. Preventive measures have not been offered at this time.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M320M+V 320	Smithfield Fresh Meats Corp.	VWK16 151222 23N-1	12/23/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(3)	<p>HATS CATEGORY VIII STUNNING EFFECTIVENESS</p> <p>On 12/23/2019 at 1451 hours I, (b)(6) observed two establishment employees attempting to restrain a hog in the south drive alley in front of pen 2A. The hog was standing and was ambulatory. One employee carried a back-up captive bolt gun and held a sort board to the hog's left side and the other employee stood on the hog's right side with a loaded captive bolt gun. The employee with the captive bolt positioned the gun a couple of times while the hog shook its head. The employee then positioned it for a third time and fired the captive bolt gun. The hog lay on the ground but remained conscious, exhibiting an upright posture and voluntary blinking. The employee immediately reloaded the captive bolt gun and restunned the hog, which then collapsed unconscious and insensitive to pain. Upon examination of the head there were two penetration wounds present through the skull that overlapped each other with about 1 cm difference between the center of each. I informed (b)(6), (b)(6), and (b)(6), that this is a noncompliance with 9 CFR 313.15(a) (1) and (3).</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M10650+P 10650+V10 650	Key's Family Butcher Shop	AYF170 811531 2N-1	11/12/2019	04C02	Livestock Humane Handling	313.1	At approx. 7:33 a.m. while I was conducting a scheduled, Livestock Humane Handling task of the livestock pens, the following non-compliance was observed. One of the livestock pens had a hole in the gate that a cow could have gotten it's head thru and became stuck. There were protruding sharp wire's that could have caused pain to an animal if it came into contact with the sharp edges. At this time I took regulatory control action's and I tagged the pen with USDA retain tag # B37109015, for non-use of livestock until the pen could be fixed. (b)(6) was informed of the issue of this non-compliance and it's reason. The following in a non-compliance of CFR 313.1 which stated that livestock pens shall be in good repair. They should be free of sharp or protruding objects which may cause injury or pain to the animals. Broken planking and unnecessary openings where the head, feet, or legs of an animal may be injured shall be repaired.	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M3D	Swift Beef Company	MXE40 151032 03N-1	10/03/2019	04C02	Livestock Humane Handling	313.1	<p>At approximately 0900 hours, while performing ante mortem inspection at the scale house alley way, I noticed three areas of the metal pipe fence had decayed to the point that left the pipe sections with large areas of rusted metal with protruding edges. The section of the pipe fence in question was approximately 18 inches off the ground. Each pipe section was approximately 4 foot in length with an approximate 3-4" diameter. One pipe section was decayed the entire length of the pipe, leaving exposed rusty sharp metal edges. A second section of pipe was decayed approximately half the length of the pipe. The third pipe section had 2-3 areas of the pipe that were decayed. I showed the (b)(6) (b)(6) the decaying pipes. She informed me that she had submitted a work order a couple of weeks ago for several areas in this alley way that needed to be repaired. She showed me one section of pipe at the opposite end of the alley way that had been repaired. I informed her that the establishment needed to repair the rest of the alley way before any cattle became injured by the sharp exposed edges of metal. She immediately notified (b)(6) (b)(6) with my concerns. I showed (b)(6) the areas in which the metal had decayed. I expressed my concerns since all cattle must pass through this area to be placed in a pen and the exposed sharp metal edges could cause injury to the cattle. I informed him that this was a noncompliance and that a NR would be forthcoming. (b)(6) had maintenance temporarily tack-weld sheet metal over the sections of pipe to cover the exposed sharp metal edges of decaying pipe. He informed me that they would address this area with a more permanent solution over the weekend. The establishment failed to meet the requirements of 9CFR 313.1(a).</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M3D	Swift Beef Company	MXE42 141145 13N-1	11/13/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(3), 313.15(b)(1) (iii)	<p>HATS Category VIII- Stunning Effectiveness On November 13, 2019, at approximately 1100 hours, while performing a routine Livestock Humane Handling Verification Task, I (b)(6) observed the following noncompliance. The stunning procedure is a one person operation; the primary stunning operator uses a pneumatic device to render the unconsciousness with a forehead stunning technique. There are multiple captive bolt devices available if needed at first knock and also in the stacking area. While observing the cattle knocker in the performance of his duties, I observed as he (cattle knocker) delivered a miss-knock to a steer on the restrainer belt. The animal then walked passed the restrainer and into the adjacent pit. I immediately halted further knocking of any additional animals until the steer in the pit could be rendered unconscious. Approximately 40 seconds elapsed from the ineffective knock until the steer was rendered unconscious. After the steer in the pit was knocked, (b)(6) made an employee change, and a new cattle knocker was assigned to render subsequent animals unconscious. The new cattle knocker was not aware the subsequent animal had not been rendered unconscious and the restrainer belt was inadvertently started. This premature start of the restrainer belt caused this animal to jump into the adjacent pit and approximately 30 seconds passed before establishment personnel could properly knock this animal and render it unconscious. This animal was rendered unconscious with a single "knock". At approximately 1115 hours regulatory control action was taken and the knock box was rejected/tagged with USDA Reject tag #B40760448 and the establishment decided to go to meal/lunch break. Regulatory control was relinquished at approximately 1135 hours, I removed USDA Reject tag# B40760448, from the knock box allowing normal operation to resume.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							The establishment had no loss time as a result of this noncompliance. The establishment has developed a (Robust Systematic Approach) written program to be implemented for humane handling and slaughter of animals. The Robust Systematic Approach task has been answered yes over the last six months. This is a failure to comply with, 9 CFR 313.15(a)(1), 9 CFR 313.15(a)(3) and 9 CFR 313.15 (b)(1)(iii).	

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M13054+P 13054	H & B Packing Co. Inc.	YUF120 810020 9N-1	10/09/2019	04C02	Livestock Humane Handling	313.1	<p>On 10/9/19 at 6:46am while performing antemortem inspection as part of the Livestock Humane Handling task, the following noncompliance was observed: While an establishment employee was driving a pen of calves up the main alleyway of the barn into Pen 2, a calf got the skin of its flank fold caught on a metal S-shaped hook that was hanging from the alleyway railing directly across from Pen 2. The hook remained stuck in the skin fold of the calf, though there was no evidence that the hook broke through the skin. The calf became excitable while trying to free itself from the hook and vocalized twice. Two employees immediately tried to free the hook from the railing, but it took approximately 2 minutes to do so, as the calf was moving against the direction of the hook. Once freed, the calf showed no further signs of excitement or pain and appeared uninjured. The calf was placed in Pen 2. The hook was immediately removed from the railing, and (b)(6) and (b)(6) were notified of the noncompliance and that an NR would be written. (b)(6) investigated the issue immediately and ensured that the hook was removed. He instructed the employee working in the area to check for anything that may have been accidentally left in the pens or alleyways before he starts driving cattle each morning. This is noncompliance with 9CFR 313.1(a), which states that livestock pens, driveways, and ramps shall be free from sharp or protruding objects which may cause pain or injury to the animals.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M13445+P 13445+V13 445	Huse's Processing Inc.	ABI511 510460 4N-1	10/04/2019	04C02	Livestock Humane Handling	313.16(a)(1), 313.16(b)(1) (iii)	<p>Category VIII - Stunning Effectiveness (9 CFR 313.15 & 313.16): On 10/04/19 at 1155 while performing a Livestock Humane Handling Task at Establishment M13445, I observed a calf that had slipped and fallen in the knock box. The position of the calf in conjunction with the constraint of the knock box prevented both the calf from returning to a standing position and establishment employee personnel from accurately stunning the animal as the calf's body obscured the top of the head. The slaughter foreman attempted to assist the animal to rise via tail jack from the alleyway entrance to the knock box, but failed to do so. To alleviate the animal's pain, the slaughter foreman attempted to stun the calf with a bolt action .22 Magnum. The first shot failed to effectively stun the animal as the calf vocalized twice before the 2nd shot rendered the animal unconscious (confirmed on postmortem exam of the skull from carcass #27).</p> <p>(b)(6) was present during the incident. She was informed of the pending NR and the knock box was tagged US Rejected B36297579 at 1200h. I warned her that ineffective stunning was becoming a trend. These observations are in noncompliance with 9 CFR 313.16(a) and 9 CFR 313.15(b)(1)(iii). After conferring with establishment management and (b)(6) the US Rejected Tag was removed at 1300.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M13445+P 13445+V13 445	Huse's Processing Inc.	ABI540 912351 ON-1	12/10/2019	04C02	Livestock Humane Handling	313.15(b)(1) (iii), 313.16(a)(1)	<p>Category VIII - Stunning Effectiveness (9 CFR 313.15 & 313.16): On December 10, 2019 at approximately 0740, I observed an establishment employee attempt to stun a longhorn steer in the alley with a bolt action .22 Magnum rifle. The longhorn had been isolated in the alley using gates to limit its free movement. I observed that the initial shot failed to immediately render the animal unconscious (confirmed on postmortem exam of the skull from carcass #3). This was immediately apparent as the steer attempted to escape its enclosure. The employee immediately chambered another round, obtained an appropriate position, and was able to produce immediate unconsciousness on the second attempt. The (b)(6) and (b)(6) were immediately informed of the findings and the alley was tagged US Rejected B36297590 at 0745. These observations are in noncompliance with 9 CFR 313.16(a) and 9 CFR 313.15(b)(1)(iii) and falls under Category VIII- Stunning Effectiveness of the Humane Handling Activities Tracking System (HATS). These findings also share the same root cause as NR ABI5115104604N from 10/04/2019. Corrective measures proffered by Establishment M13445 have failed to prevent ineffective stunning and has become a trend. This document serves as written notice of the establishment's failure to comply with the Federal Regulations and continued noncompliance could result in additional regulatory or administrative action.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M9065+P9 065+V9065	Wamplers Farm Sausage	GHB271 511040 1N-1	11/01/2019	04C02	Livestock Humane Handling	313.2	HAT category III-Water and Feed Availability. Lot Q arrived at approximately 0645 hours on 10-31. Antemortem inspection was performed on Lot Q at approximately 0645 hours on 11-1. While performing humane handling verification I observed the pen containing the hogs of Lot Q did not have any feed. This was at approximately 0900 hours. I then reviewed the final pen card from 10-31 where feeding of held over hogs is recorded and initialed. I also reviewed the truck unloading sheet at the scale. Neither contained a notation that the animals were fed. (b)(6) (b)(6) was notified of the noncompliance.	CLOSED
M3L	Mountain States / Rosen LLC	SUL350 812421 6N-1	12/16/2019	04C02	Livestock Humane Handling	313.1, 313.2	At 7:30 AM on December 16, 2019 a load of lambs was observed to be on the outside dirt pen. This pen had not been in use since snow had fallen three weeks before. The snow had been melting slowly during the day and freezing overnight. The outdoor temperature was 14 degrees F at the time and there were approximately twelve square feet of ice along the South fence of the dirt pen with evidence of lambs that had slipped. Placing livestock into pens with ice is not consistent with humane handling. When questioned as to why lambs were in this pen, plant management who had been trained in humane handling, said that lambs would only be in that pen until pens under cover were emptied so that they could be moved inside. This explanation is unacceptable since ice patches were in the pen at the time lambs were placed there. This Non-Compliance is not being linked to any other.	CLOSED

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M3L	Mountain States / Rosen LLC	SUL350 812421 6N-2	12/16/2019	04C02	Livestock Humane Handling	313.1, 313.2	At 7:30 on December 16, 2019 a load of lambs was observed to be on the outside dirt pen. This pen had not been in use since snow had fallen three weeks before. The snow had been melting slowly during the day and freezing overnight. The outdoor temperature was 14 degrees F at the time and there were approximately twelve square feet of ice along the South fence of the dirt pen with evidence of lambs that had slipped. Placing livestock into pens with ice is not consistent with humane handling. When questioned as to why lambs were in this pen, plant management who had been trained in humane handling, said that lambs would only be in that pen until pens under cover were emptied so that they could be moved inside. This explanation is unacceptable since ice patches were in the pen at the time lambs were placed there. This Non-Compliance is not being linked to any other.	CLOSED
M322+V32 2	Double J Meat Packing, Inc.	QOE59 171054 24N-1	10/24/2019	04C02	Livestock Humane Handling	313.2	HATS Category III - Water and Feed Availability On October 24, 2019, at approximately 7:25 a.m., I CSI Turner was conducting Ante-Mortem Livestock Inspection. When I observed the following noncompliance. Cattle in Pens 14 and 15 had no access to water. Pens 14 and 15 share a water trough and it was frozen over. I called an establishment employee to verify the water troughs were frozen. I observed the employee break the ice with his hand in multiple spots in pen 14 side and in pen 15 using the back end of a rattle paddle to break the ice. He continued to hit the ice multiple times until water came through. I then informed (b)(6) of the situation. Once the cattle had access to water, I informed (b)(6) of the situation. The noncompliance has associated with NR # QOE1816092730N dated 9-30-19.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M322+V32 2	Double J Meat Packing, Inc.	QOE35 161109 11N-1	11/08/2019	04C02	Livestock Humane Handling	313.2	<p>HATS Category III - Water and Feed Availability</p> <p>On November 8, 2019, at approximately 7:30 a.m., I (b)(6) was conducting Ante-Mortem Livestock Inspection when I observed the following noncompliance. Cattle in Pens 12 and 13 had no access to water. Pens 12 and 13 share a water trough and it was frozen over. I asked (b)(6) to verify that the water troughs were frozen. As he was unlocking the gate I observed a cow try to access water by licking the ice. (b)(6) verified that the water was in fact frozen and tried to break the ice with his fist. He could not break the ice. (b)(6) had to use a metal "s" shape hook that was approximately 2ft long and ¾ thick to break the ice and he continued to hit the ice multiple times until the ice was completely broken up. (b)(6) asked the yard guys to bring over buckets of hot water. A similar method was used in pen 13 to break the ice. I informed (b)(6) of the situation. (b)(6) and I requested that the cattle be moved to a pen that had water so that every animal had access to water. Once all animals had access to water, (b)(6) and I observed several animals vying for access to the trough. According to the pen cards there were a total of 34 animals in the pens 12 and 13. The noncompliance is associated with NR # QOE5917105424N dated 10-24-19.</p>	CLOSED
M969+V96 9	Swift Beef Company	UOA02 001154 08N-2	11/08/2019	04C02	Livestock Humane Handling		There is no noncompliance for 11/6. The noncompliance occurred on 11/7 and was accidentally marked on the task from 11/6.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M969+V96 9	Swift Beef Company	UOA20 001148 08N-1	11/08/2019	04C02	Livestock Humane Handling	313.2	<p>HATS Category III- Water and Feed Availability</p> <p>On November 7, 2019 at approximately 17:30 hours while performing a Livestock Humane Handling verification I observed the following non-compliance: Approximately 20 head of cattle were being held in the last section of the drive alley without access to water. There were no establishment employees in sight, so I immediately went to the small building adjacent to the crowd pen. I found multiple pen employees taking a break and I inquired if they were on their 15-minute company break to which they responded yes, they were on break. I immediately notified a pen employee who was already on break that the cattle being held in the last section of the drive alley need to be allowed access to water as they are not being actively moved into another pen nor the establishment for slaughter. The pen employee immediately went to open the gate allowing the cattle access to the portion of the drive alley that has a water trough available. A regulatory control action was not taken due to my observation of the immediate corrective action taken by the pen employee to open the gate and allow the cattle access to water. I verbally notified (b)(6) at approximately 19:40 hours of the animals not having access to water in the drive alley which is a non-compliance with 9 CFR 313.2 (e). I informed (b)(6) that a non-compliance record would be issued for the incident.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M4975+P4 975	Dale T. Smith and Sons Meat Packing Company Inc	IYC1407 100212 N-1	10/12/2019	04C02	Livestock Humane Handling	313.2	Category III – Water and Feed Availability On 10/10/19, at approximately 2012 hours, I observed the following noncompliance while performing an odd hours humane handling inspection task. There were six head of cattle in a pen in the southeast corner of yard. The only water trough supplying water to these cattle was empty. I notified [b)(6)] of this noncompliance. Corrective actions were immediately taken to fill the water trough in my presence. A review of the last 90 days of noncompliances revealed none issued for the same cause.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M5883+P5 883	Mountain Meadows Lamb Corporation	OHN56 171212 02N-1	12/02/2019	04C02	Livestock Humane Handling	313.2	<p>At approximately 0625 hours on 12/2/19 I, (b)(6) was performing antemortem inspection in Pens 2 and 3. I observed several animals walk back to the watering trough, dip their heads into the trough, then walk away without drinking. I inspected the watering trough that runs the length of Pens 1, 2, and 3 and observed a small amount of dirty water frozen to the bottom but no fresh water running into the trough. Animals were present in all three pens. I immediately informed (b)(6) of the noncompliance and he called maintenance to address the issue. Since there were already animals in all three pens I did not apply a reject tag and remained in the pens to observe that corrective action was taken. A maintenance employee inspected the lines and determined that the pipes were frozen. (b)(6) attempted to run a separate water hose to the trough, but the hose was also frozen. At approximately 0710 hours the water lines were thawed, and fresh water was running to all three pens. Almost immediately, animals went to the water trough and began drinking. At approximately 0730 hours I also informed (b)(6) of the noncompliance and that a noncompliance report would be issued. This is a violation of 9 CFR 313.2(e), which states that animals shall have access to water in all holding pens. This NR is not being associated with any other NRs.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M6482	York Meats	UPJ591 311080 6N-1	11/06/2019	04C02	Livestock Humane Handling	313.1	<p>On November 6th, 2019 at 6:29am, I (b)(6) observed the following noncompliance while performing a Livestock Humane Handling Task. I observed pen number 6 in the North East corner that is parallel to the loading ramp leading to the knock box containing 5 pigs and in pen number 1 on the south side of the holding pens containing 1 pig did not have access to water. In pen number 6 containing the 5 pigs, there was a small water bucket full of dirt no water located in the pen in front of the gate on the east side of the pen and in pen number 1 there was a small water trough that was dry no water located in the middle of the pen. I immediately informed plant manager Lawrence Mori Jr and plant manager/president Lawrence Mori Sr of the findings and that it was a noncompliance with 9 CFR 313.2(e). Plant manager Lawrence Mori Jr accompanied me outside at pen number 6 and 1 while plant employee Fabian proceeded to provide water to pen number 6 and 1. Lawrence Mori Jr stated to me that all 6 pigs were delivered the previous day to York meats, all 6 pigs have been kept overnight in the pens. Due to the immediate corrective action of providing water to pen number 6 and 1 in my presence no US Retain/Reject tags were applied to the pens. I reviewed the previous 90 days of NR's and found none with like or similar causes. This describes a noncompliance with 9 CFR 313.2(e): Animals shall have access to water in all holding pens and, if held longer than 24 hrs., access to feed. There shall be sufficient room in the holding pen for animals held overnight to lie down.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M6482	York Meats	UPJ361 211472 6N-1	11/20/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(3)	<p>On 11/20/19 at approximately 0800 hrs., I (b)(6) observed the following while performing a Humane Handling Task. I proceeded to the knock box to observe plant employee, Fabian Orozco, knock a lamb. Plant employee, Fabian Orozco, entered the knock box and proceeded to knock the lamb. Upon the first knock that was placed on the upper half of the lambs forehead in the center directly above the eyes the lamb falls onto its side and immediately attempts to rise by extending its front legs out and pushing itself up. When trying to rise the lamb is vocalizing a high pitch bleating, baa noise, breathing with the rib cage is extended out and in. Air bubbles from mucus and blood is shown coming out of the nose of the lamb, as well as eye tracking and blinking. (b)(6) (b)(6) states to me that the animal is still alive and proceeds with the second knock. When the second knock is applied to the center of the forehead directly above the eyes, the animal is on its side and is still vocalizing bleating, baa noise, breathing rib cage is extending out and in and air bubbles from mucus and blood is shown coming out of the nose of the lamb still, as well as eye tracking and blinking. (b)(6) (b)(6) states to me again that the animal is still alive, and the third knock will be applied. When the third knock is applied, the knocking rod gets stuck halfway out of the knocker, so plant (b)(6), pulls it out. Plant (b)(6), then attempts the fourth knock and it's a dud misfire; no ammunition is discharged. The animal is still laying on its side showing signs of breathing, rib cage rising and falling, and air bubbles coming out of the nose, vocalization low pitch bleating noise, eyes tracking and blinking. This time plant owner, Lawrence Mori Sr., and plant manager, Lawrence Mori Jr., is called to the knock box. When they arrive plant owner and plant manager call for a</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							<p>more experienced (b)(6) to come apply another knock. When (b)(6) (b)(6) arrives to the knock box the animal is laying on its side vocalizing a low pitch bleating noise, breathing the rib cage is extended out and in, as well as eye tracking and blinking. (b)(6) applies the fifth knock directly behind the head by the upper part of head and it was a success the animal stops breathing and is rendered unconscious. Plant owner, Lawrence Mori Sr., stated to me that (b)(6) was a new employee to the knocker area. Then, I (b)(6) (b)(6) applied a USDA Reject/retain Tag # A9334086 to the knock box entrance and notified the establishment of the application of the USDA Retain/Reject Tag. I then contacted, my (b)(6) (b)(6) All slaughter was stopped. Having a humane handling failure does not meet regulatory requirements 9 CFR 313.15(a)(1) and 313.15(a)(3) 313.15(a)(1): The captive bolt stunner shall be applied to livestock in accordance with this section so as to produce immediate unconsciousness in the animals before they are shackled, hoisted, thrown, cast or cut. The animals shall be stunned in such manner that they will be rendered unconsciousness with a minimum of excitement and discomfort. 313.15(a)(3): Immediately after the stunning blow is delivered the animals shall be in a state of complete unconsciousness and remain in this condition throughout shackling, sticking and bleeding. I informed plant owner, Lawrence Mori Sr., and plant manager, Lawrence Mori Jr. that a noncompliance report would be issued for failing to render the animal fully unconscious with a single shot.</p>	

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M6482	York Meats	UPJ411 512271 1N-1	12/11/2019	04C02	Livestock Humane Handling	313.1, 313.2	<p>On December 11th, 2019 at 6:42am, I (b)(6) observed the following noncompliance while performing a Livestock Humane Handling Task. I observed the covered pen that is located next to the loading ramp leading to the knock box containing 7 pigs did not have access to water. In the covered pen, there was two medium size water troughs that were dry no water inside them. I immediately informed plant manager Lawrence Mori Jr of my findings and that it was a noncompliance with 9 CFR 313.2(e). Plant manager Lawrence Mori Jr accompanied me outside at the covered pen while plant employee Fabian proceeded to provide water to the water troughs. Lawrence Mori Jr stated to me that all 7 pigs were delivered the previous day to York meats, all 7 pigs have been kept overnight in the pens. Due to the immediate corrective action of providing water to the covered pen and in my presence no US Retain/Reject tags were applied to the pen. I reviewed the previous 90 days of NR's and found one with like or similar causes. NR# UPJ5913110806N This describes a noncompliance with 9 CFR 313.2(e): Animals shall have access to water in all holding pens and, if held longer than 24 hrs., access to feed. There shall be sufficient room in the holding pen for animals held overnight to lie down.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M7748+P7 748+V7748	Colorado Homestead Ranches, Inc.	WOI18 121015 23N-1	10/23/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(3)	At approximately 0815 hours on 10/23/20019, while observing from across the room, I (b)(6) observed a beef steer being stunned with a hand-held captive bolt (HHCB) device. The beef was jumping around inside the knocking box. The stun operator lined up for a stunning attempt after the animal had calmed, and just as the stun operator applied the HHCB device, the animal threw its head causing an ineffective stun. The beef remained standing, but did not vocalize. I observed a stun hole just below the kill spot. The stun operator immediately retrieved the readied .357 caliber pistol, giving me a warning of "fire-in-the hole". I stepped off the kill floor and the stun operator fired the pistol. I re-entered the kill floor, observed the second stun was effective immediately, and the animal remained unconscious throughout the shackling, hoisting and bleeding process. USDA Reject tag #B11002970 was applied to the stun box and the Denver District Office was contacted through supervisory channels. The establishment has a robust humane handling program, and they followed their robust humane handling protocol. There are no additional noncompliance records of the same root cause within the past 90 days.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M354	Cargill Meat Solution	RNK091 511150 6N-1	11/06/2019	04C02	Livestock Humane Handling	313.2	<p>On the morning of 11/6/19 at approximately 0925 the following Humane Handling Noncompliance was observed by (b)(6). While performing routine Antemortem Inspection, I was standing by pen N next to the long alley way that runs from pen 1 to pen 27. I observed two cows being moved to the front pens by an establishment employee from north to south. The cows were around pen 16 when one of them (an adult, black/brown beef cow) turned and started running quickly north. The employee swung the gate by pen 19 in front of the quickly running cow. The employee appeared to be trying to stop the cow from running past him. It did not look like he intended to hurt the cow, but she ran head-first into the gate that was swinging toward her and pushed past it after colliding with it. It was observed that the cow was running on the west side of the 14.5ft wide alley while the handler was on the east side giving approximately 8 ft of room between the handler and the cow. The cow did not appear to be running toward the employee, but past him. (b)(6), (b)(6) was immediately informed of these observations. (b)(6) was informed of the forthcoming Noncompliance Record. The cow behaved normally with no visible lesions after the incident. This is noncompliant with 9 CFR 313.2(a) which states that – “driving of livestock from the unloading ramps to the holding pens and from the holding pens to the stunning area shall be done with a minimum of excitement and discomfort to the animals.” No previous Noncompliance Records have been issued for similar noncompliance in the past 90 days.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M4928+P4 928	Islamic Meat & Poultry Co.	DTD331 810161 9N-1	10/12/2019	04C02	Livestock Humane Handling	313.1	<p>On 10/12/2019, at approximately 0930 hours while inspecting the pens and alleyways (HATS Category IV, Ante-mortem Inspection), I, (b)(6), observed a 4-foot by 8-foot plywood panel, attached to the small ruminant leadup chute corral panel gate. The plywood was worn with a hole large enough to be a head entrapment hazard for lambs and goats and was also loose the full length of the upper half of the plywood, and was protruding into the pen space, which demonstrated the plywood was a hazard for small ruminants and was in a state of disrepair. This was noncompliance with Title 9 CFR 313.1(a). There were no animals in the area that had access to the plywood and corral panel gate, and no animals had any signs of injuries that could have resulted from exposure to this hazard. I applied U.S. Reject tag B45289744 to the loose plywood panel attached to the corral panel gate. I observed a 4-foot by 8-foot plywood panel, attached to the corral panel forming the north barrier wall of the small ruminant pen next to the leadup chute, that was loose across the entire 8-foot length, which demonstrated the establishment's failure to maintain the pen in good repair, and presented another head entrapment hazard for any animals that would be in the pen. This was a noncompliance with Title 9 CFR 313.1(a). I applied U.S. Reject tag B45289745 to the loose plywood panel. There were no animals in the area that had access to the plywood panel and gate, and no animals had any signs of injuries that could have resulted from exposure to this hazard. I observed a loose and protruding wire panel attached to the north fence wire panel of pen 5. The northeast corner of the wire fence panel was loose and protruded into the pen space approximately 6 inches. There were 70-80 lambs and goats in the pen. None of the animals had observable signs of injuries that could have resulted from their exposure to the</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							<p>protruding wire panel corner. I informed the establishment management and they immediately removed all animals from the pen. The protruding wire panel corner presented a hazard to animals in the pen, and demonstrated the pen was in disrepair, which was a noncompliance with Title 9 CFR 313.1(a). I attached U.S. Reject tag B44289747 to the gate of pen 5, and then closed the gate to prevent any animals from being placed into the pen. I observed a protruding wire panel, approximately 4 inches wide and 2.5 feet high, attached to the northeast corner of the corral panel that forms the east wall of pen 9, which was near the entrance gate of the pen. The small piece of wire panel was protruding into the pen space approximately 4 to 6 inches. Also, the pen 9 gate had a 2-foot by 8-foot wire panel attached to the lower portion of the gate inside the pen. The wire panel was loose across the top full length of the gate and presented a head or leg entrapment hazard to any animals in the pen, which demonstrated the pen was in disrepair. No animals were in the pen and none were observed with any injury that could have resulted from the hazards observed in pen 9. This was a noncompliance with Title 9 CFR 313.1(a). I attached U.S. Reject tag B45289748 to the gate of pen 9 and closed the gate to prevent any animals from being placed in the pen. (b)(6) (b)(6) was notified of the noncompliance.</p>	

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M4928+P4 928	Islamic Meat & Poultry Co.	DTD171 212562 8N-1	12/19/2019	04C02	Livestock Humane Handling	313.1	<p>On 12/19/2019, at approximately 1900 hours while inspecting the pens and alleyways during an odd-hour inspection (HATS Category IV, Ante-mortem Inspection), I, (b)(6), observed a 2-foot by 3-foot plywood panel that was loosely attached to the entrance gate of the small ruminant pen north of the beef ramp. The plywood was partly detached, loose and protruding into the pen space which was an entrapment hazard for lambs and goats. In the same pen, the lowest metal horizontal rung of the corral fence panel that formed the north barrier of the pen was rusted, broken, and had exposed sharp metal edges, which would be a hazard to animals if they were in the pen. These findings in this pen demonstrated that the pen was in a state of disrepair and would expose animals to sharp/protruding and entrapment hazards if they were placed in the pen. This was noncompliance with Title 9 CFR 313.1(a). There were no animals in this pen and no animals were able to access this pen. No animals had any signs of injuries that could have resulted from exposure to the hazards in this pen. I also observed a 4-foot by 8-foot plywood panel that is normally used to form a barrier to prevent animals from trying to escape between horizontal metal rungs of a corral panel in the narrow alley, which is used for moving animals from the holding pens to the facility entrance. Part of this plywood panel was separated away from the corral panel and created an opening where animals could get trapped if they tried to escape through the space. This finding demonstrated that the alleyway was in a state of disrepair and would expose animals to an entrapment hazard. This was a noncompliance with Title 9 CFR 313.1(a). No animals were in this alleyway and none had access to the hazard at the time of this inspection; no animals had injuries that could have resulted from entrapment. I applied U.S. Reject tag B45289743 to a closed</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							gate to prevent any animals from being moved into the alleyway and also prevent animals from being placed into the pen north of the beef ramp. Prior to antemortem inspection on 12/20/2019, I verified the establishment had completed repairs to remove the hazards, and then I removed the U.S. Reject tag. (b)(6) (b)(6), was notified of the noncompliance.	
M4969+P4 969	J J Meat Co.	JCO221 810590 7N-1	10/07/2019	04C02	Livestock Humane Handling	313.2	HATS III: Water and Feed Availability On Monday October 7, 2019 at approximately 1515 hours, the following noncompliance was noted while I (b)(6) was performing Category III – Water and Feed Availability category of the Humane Verification Task. While observing pens 1 & 2, I noted bob veal calves were present with adequate water available. However, upon observing Pen 2A located on the east side of Pens 1 & 2, one segregated Holstein bob veal calf was observed without any access to water. The calf was resting quietly with no obvious signs of distress due to no access of water. The calf had no access to water for approximately 1 hour and 15 minutes. I immediately notified Plant Manager Javier Juarez Jr. of the observation and forthcoming noncompliance. Mr. Juarez Jr. immediately retrieved water into a yellow bucket and placed it in Pen 2A. Upon water placement, the calf became sternal and alert. The establishment was noncompliant with the regulatory requirement of 9 CFR 313.2(e) which states, “animals shall have access to water in all holding pens.”	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M4969+P4 969	J J Meat Co.	JCO481 412232 3N-1	12/23/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>HATS VIII: Stunning Effectiveness On Monday December 23, 2019, at approximately 1028 hours, the following noncompliance was noted during a directed livestock humane handling task. I was standing by the head inspection station, approximately 25 feet away from the knock box, performing a Beef Sanitary task on the slaughter floor, when I heard a Jersey heifer being knocked. I did not see the placement of the knock but could visually see all four limbs of the heifer go down, to the point that the animal was ventrally recumbent. Through the approximately one-foot gap on the revolving door of the knocking chute, I noticed that the heifer stood back up on all four limbs within two to three seconds of the initial knock. I immediately went over to the knock box, at which point I observed the knocker then immediately prepare the handheld captive bolt gun and perform a second knock within ten seconds of noticing the issue. This second knock was in the front of the skull and effective at rendering the heifer unconscious, as the animal went down on all four limbs and did not exhibit a corneal reflex or signs of sensory functions. The knock box was immediately tagged with US Rejected tag B43727220, and (b)(6) (b)(6) was notified of the issue. (b)(6) then examined the knock holes on the skull. The initial knock in the back of the skull had a mostly lateral trajectory, meaning it missed the structures of the brain that needed to be damaged in order to effectively render the animal unconscious. The second knock, which was in the front of the skull, was well-positioned and followed the appropriate trajectory to render the animal unconscious. Upon questioning the knocker, they said that the heifer was moving its head a lot, which made perfect placement of the knock more difficult than usual. (b)(6) (b)(6) was notified of the forthcoming noncompliance. At approximately 1129 hours, US</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							Rejected tag was removed, and slaughter operations resumed after corrective actions were proffered. Due to the failure of producing a stun that would produce immediate unconsciousness with minimal excitement and discomfort, the establishment failed to comply with 9 CFR 313.15(a)(1).	
M934	Charlie DiMaria & Sons	VMH53 091113 04N-1	11/04/2019	04C02	Livestock Humane Handling	313.1	<p>On 11/4/19 at approximately 0600 hours, while performing the Livestock Humane Handling task during Ante mortem inspection in the animal pens, the following non compliance was noted: In Pen 6, one cow had his lip stuck on the clamp of a chain. Ante mortem inspection was halted and the (b)(6) proceeded to approach the animal and freed the chain's clamp from the cow's lip. This incident is a violation of 9 CFR 313.1 (a) Livestock pens, driveways, and ramps, which states: "Livestock pens, driveways, and ramps shall be maintained in good repair. They shall be free from sharp or protruding objects which may, in the opinion of the inspector, cause injury or pain to the animals..." (b)(6)</p> <p>(b)(6) was shown the location of the non compliance in Pen 6 and verbally informed that a non compliance was going to be issued.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M934	Charlie DiMaria & Sons	VMH37 061114 06N-1	11/06/2019	04C02	Livestock Humane Handling	313.1	<p>HATS Category VII, Slips and Falls On November 6 at approximately 0330 hours while performing a Livestock Humane Handling, HATS Category VII: Slips and Falls review and observation task, I, (b)(6), observed the following noncompliance in the pens: In the alleyway that connects all pens and leads the livestock to the stunning chute, a section approximately 40 feet long was observed with an accumulation of dried fecal material. In all the pens I observed there were excessive amounts of dry and dampened fecal material. In 5 of the pens the accumulation of dampened and liquid fecal material was approximately 6 inches deep. These conditions along with poor footing on the floors of the pens and alleyway could lead to slips and falls that could cause injury to the livestock. US Rejected Tag B45003271 was applied to one of the pens on November 5th, 2019 because of the accumulation of fecal material and because a piece of the rain gutter had broken off and was laying in the pen with the livestock. I also observed many sharp and broken edges of the rain gutters that run along both sides of the roof of the shed. These findings do not meet 9CFR 313.1(b), therefore (b)(6) (b)(6) was notified of this noncompliance.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M454+P49 88+V454	Owyhee Meat Company	HKD251 312012 4N-1	12/24/2019	04C02	Livestock Humane Handling	313.15(a)(1)	On Tuesday December 24, 2019 at approximately 0950 hours while performing online inspection on the slaughter floor I, (b)(6), observed multiple stunning attempts to render an animal unconscious. The stun operator applied a stun attempt to a Holstein Cow with the hand-held captive bolt (HHCB) device. After this stun attempt, the animal remained standing, the stun operator immediately applied a second stun with the backup HHCB device. The animal fell to the ground following the second stun attempt. I observed a corneal reflex to still be present. I did not observe any other signs of consciousness. A third stun attempt was applied in the poll after the primary HHCB device was reloaded, and the animal remained unconscious throughout the shackling, hoisting and bleeding process. A US reject tag (B30665916) was placed on the stun box and slaughter operation was halted. The Denver District Office and District Veterinary Medical Specialist were contact via supervisory channels. The establishment is currently operating under abeyance for inhumane handling. This noncompliance record is associated with MOI # HKD0818124210G on December 10, 2019.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M7722+P7 722+V7722	Jones Meat & Food Services, Inc.	SAN251 510402 9N-1	10/29/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>HATS Category: VIII (Stunning Effectiveness) At approximately 1307 while performing a routine category VIII Humane Handling task, I (b)(6) walked onto the slaughter floor as an establishment employee was opening the swivel gate to the stun box. Inside the stun box, a dairy cow, laying in a sternal position was observed, with her head completely erect. The dairy cow blinked once. No tracking of the eyes was observed, nor was vocalization heard from the dairy cow. I asked the stun operator if he had applied a stunning attempt and the stun operator said he had. The establishment utilizes a hand-held captive bolt (HHCB) device as their primary stunning device. The stun operator retrieved the backup stunning device, which is a firearm (rifle) to apply a second stun, which rendered the animal unconscious. The stun box was tagged with USDA reject tag B41002057. The (b)(6) were immediately notified, and the Denver District Office was contacted through supervisory channels. The establishment does not operate under a Robust Systematic Approach to Humane Handling. Upon review of the dressed head, I observed two stun holes had penetrated the skull.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M7722+P7 722+V7722	Jones Meat & Food Services, Inc.	SAN051 411341 2N-1	11/12/2019	04C02	Livestock Humane Handling	313.2	<p>HATS Category: III (Water and Feed Availability)</p> <p>At approximately 1115 while performing a routine category III Humane Handling task, I (b)(6) observed a holding pen with 13 cattle. Three of these cattle had slipped behind a swivel gate to a dead-end space and were facing away from the gate, in a line. The first cow in this line was facing paneling and in such a narrow space it could not turn around. The swivel gate had been shut, presumably by one of the remaining 10 cattle in the holding pen, disallowing escape. These 3 cattle did not have access to water. This constitutes a noncompliance because animals shall have access to water in all holding pens.</p> <p>(b)(6) was notified of the situation. (b)(6) and establishment owner Brent Jones, upon notification from the Office Manager, immediately moved the entrapped cattle back into the main holding pen. Establishment owner Brent Jones was notified that an NR would be issued. There are no noncompliances within the last 90 days with which to associate this one.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M7722+P7 722+V7722	Jones Meat & Food Services, Inc.	SAN400 712190 4N-2	12/04/2019	04C02	Livestock Humane Handling	313.2	<p>HATS Category: III (Water and Feed Availability)</p> <p>At approximately 0650 on December 3, 2019 while performing a routine category III Humane Handling task, I (b)(6) observed a holding pen of 10 cattle, which had been held since the previous day. Four of these cattle had exited the holding pen to the chute that leads to the stun box. They did not have access to water, nor were the first in line within the chute able to back into the main pen to gain access to water.</p> <p>Approximately 40 minutes later, I observed these cattle were still in the chute as slaughter operations had not yet begun. This constitutes a noncompliance because animals shall have access to water in all holding pens. (b)(6) was notified of the situation. (b)(6) immediately attempted to back the trapped cattle within the chute into the main pen. Establishment owner Brent Jones was notified that an NR would be issued. This noncompliance is associate with Noncompliance Record SAN0514113412N issued on 11/14/2019.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M7722+P7 722+V7722	Jones Meat & Food Services, Inc.	SAN220 812430 6N-1	12/06/2019	04C02	Livestock Humane Handling	313.2	HATS Category III: Water and Feed Availability At approximately 1220 hours on December 5, 2019, while conducting a routine Category III Humane Handling task, I (b)(6) observed a dairy cow in the main pen at M7722, held overnight from the previous day. There was no sign of feed. I had observed this animal arrive on the premises at approximately 1145 hours on December 4, 2019. A signed antemortem card indicated antemortem was conducted on this animal on 12-04-2019 at 1204 hours. I inquired of (b)(6) establishment owner, what time that dairy cow had been fed. He admitted it had not been fed. This constitutes a regulatory noncompliance because animals shall have access to water in all holding pens and, if held longer than 24 hours, access to feed. After this discussion, (b)(6) fed the cow. I verbally notified (b)(6) than at NR would be issued. There have not been any noncompliance records issues within the last 90 days for the same root cause.	OPEN
M12445+P 12445	Kulana Foods, Ltd.	WYF39 121146 06N-1	11/06/2019	04C02	Livestock Humane Handling	313.16(a)(1)	HATS Category VIII – Stunning Effectiveness On 11/05/19 at approximately 10:50am while conducting HATS task Stunning effectiveness. I CSI Lorentz observed the stunning of a steer with a .22 caliber firearm. After the first stunning attempt, I proceeded to the stunning area and observed the steer to be calm and standing with blood on the head surface. I also observed the stunning employee reload the firearm and immediately apply a second stunning attempt, which successfully rendered the steer unconscious. On postmortem inspection of the dressed head, I observed two penetrating holes in the skull. This was the third to last animal of the day, the last two bovines were stunned successfully on the first stunning attempt with the backup firearm.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M1311	JBS Souderton, Inc.	KID111 411152 ON-1	11/20/2019	04C02	Livestock Humane Handling	313.1	<p>Category IV – Handling During Ante mortem Inspection On Wednesday, 20 November 2019 at 07:42am I, (b)(6), was in the barn office when a pens employee informed me that there was an animal with its head trapped in pen 22. I immediately went down to pen 22 and saw that a Holstein cow had slipped its head between the slats low to the ground near the water trough by the center alley. The animal was not struggling nor vocalizing but standing by the alley water trough with its head held low between two railings. As I was observing, a pens employee approached with hand-held bolt guns and stunned the cow at 07:46am. The animal immediately became insensible (eyes briefly rolled back, ears and tongue slack, no observable inhalations or exhalations). Per plant protocols for NAD animals a second safety shot was taken, with no reaction from the cow. I informed (b)(6), (b)(6), that a Noncompliance Record would be issued for deficiencies that created potentially hazardous conditions for cattle housed in the pen. Retain tag B38143257 was placed on the gate of the pen with the water trough where the animal had become caught. The plant's QA also placed one of their orange tags on that pen's gate. I explained to (b)(6) that the plant would need to take appropriate corrective actions to the pen before I would release it. Failure to ensure that the animals cannot become trapped or injured in the holding pens represents a potential hazard to the animals and a failure to comply with § 313.1 Livestock pens, driveways and ramps. (a) Livestock pens, driveways and ramps shall be maintained in good repair.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M1311	JBS Souderton, Inc.	KID291 412312 ON-1	12/20/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>HATS CATEGORY 8: STUNNING EFFECTIVENESS</p> <p>On Friday, December 20, 2019 at 13:01h I, (b)(6) was observing handling of a non-ambulatory black heifer, laterally recumbent in the trailer. Two employees were attempting to quiet the animal, which was intermittently thrashing its legs. After the first application of the bolt, the heifer continued thrashing, vocalized loudly twice and turned its head so I could see her eyes, which moved to follow me briefly. A bolt hole was clearly visible in the head. A second stun was applied almost immediately, causing the heifer to stop thrashing its legs, eyes rolled briefly and ears limp. Vocalization ceased, and no breathing or movement which could be interpreted as volitional occurred at this time. Per Establishment protocols, another safety knock was applied. No regulatory control action was required. I informed (b)(6) that a noncompliance would be issued for failure to comply with 313.15(a)(1): Immediate unconsciousness (captive bolt).</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M4465	Nicholas Meat LLC	KYM15 161018 29N-1	10/29/2019	04C02	Livestock Humane Handling	313.1, 313.2	<p>Category VII Slips and Falls On 10/29/19 at approximately 1120 hours I observed the following non-compliance. While on the catwalk conducting HATS observation I observed an employee open the gate to pen 4B to drive approximately 5 to 8 cows to the serpentine. The last cow came out of the pen and proceeded to slip and fall several times. The animal's sternum was observed directly contacting the floor. I observed an employee try to stop the cow from continuing down the alleyway as the cow was running, slipping, and falling. The cow reached the serpentine and the employee was able to direct it back to the pen. As the cow walked back to the pen from the serpentine I observed it limping heavily and bleeding from its leg due to a pre-existing scab that was re-opened due to the slip and fall. Pen 4B had an excessive amount of urine and feces build up to the point where the entire floor was covered with a mud-like/liquid appearance. The alley way in front of pen 4B had no visible wood shavings which is used by Nicholas Meat LLC as a means to provide slip-resistant footing for the animals. Wood shavings were visible approximately twenty feet from pen 4B going towards the serpentine. Nicholas Meat LLC utilizes a secondary stunning area for cattle that are unloaded with pre-existing injuries or that are slow and have difficulty walking. This secondary stunning area is located in pen 5 which is where the cattle are initially unloaded into. Nicholas Meat LLC failed to utilize their secondary stunning area in this case and did not adequately prevent this animal from further incurring injury. The Barn manager was alerted to the situation and the non-compliance of 9 CFR 313.1 and 9 CFR 313.2.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M4465	Nicholas Meat LLC	KYM20 121216 10N-1	12/10/2019	04C02	Livestock Humane Handling	313.1	Category IV – Ante-mortem Inspection On 12-10-19 at approximately 0640 hours I observed the following non-compliance. While on the catwalk conducting Ante-mortem inspection I observed a beef cow lodged in between pen 3A and 3B. The animal had jumped over the automatic water trough and got itself caught in between a pole located in front of the water trough and the adjoining pen wall. Plant supervisors and maintenance personnel were on hand dealing with the situation. At approximately 0648 hours after sawing through the metal bars and opening the area the beef cow was able to get itself free. The animal was agitated but not visibly injured or in pain. Previously there was a metal bar going from the pole to the adjoining wall to inhibit cattle from getting stuck but was removed to allow long horned cattle access to water. Since the removal of the metal bar Nicholas Meat LLC has been aware of cattle getting stuck in this area. Due to the beef cow getting trapped because of an unnecessary opening (b)(6) (b)(6) was alerted to the non-compliance of 9CFR 313.1(a).	CLOSED
M4999+P4 999	Pudliner Packing	CGN55 111033 31N-1	10/31/2019	04C02	Livestock Humane Handling	313.2	Category III - Water and Feed Availability On 10/31/19 at approximately 1140 hours while performing the Water and Feed availability component of the Humane Handling task the following noncompliance was observed. Cattle in the smaller pen outside did not have access to water. (b)(6) was notified and the animals were immediately given water. No regulatory control action was taken at this time. A search of PHIS did not show any recent similar noncompliances. This is noncompliance with 9 CFR 313.2 (e)	CLOSED

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M8562+V8562	Godfrey Bros. Meats Inc.	UEH4205125117N-1	12/17/2019	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII - Stunning Effectiveness On December 17, 2019, at approximately 0605 hours while performing Livestock Humane Handling verification task at Est. M8562, I (b)(6) observed the following noncompliance. Establishment moved a Holstein beef steer into the stun box. The steer was standing freely in the stun box. The stunner made the first stunning attempt on the steer with a hand held captive bolt. The first stunning attempt made contact with the steer as evidenced by two distinct holes on the skull found later at post-mortem inspection. The steer was not rendered completely insensible as evidenced by it remaining standing and looking around. The stunner immediately took corrective action by using the backup captive bolt and delivering a second stun, which made the steer insensible. Mr. Chip Godfrey, the Plant Owner, was notified of the noncompliance and the establishment's failure to comply with the regulatory requirements of 9 CFR 313.15(a)(1).	CLOSED
M8609+P8609+V8609	Wilmington Slaughter	APB5206122102N-1	12/02/2019	04C02	Livestock Humane Handling	313.2	On December 2, 2019 at 07:45 AM at Establishment M8609 operating as New Wilmington Slaughterhouse. I was walking around the facilities looking to see what was going to be killed today and noticed that there where 10 lambs and 2 cows, these animals had no access to water. I notified Sam Whiting of the Non-Compliance, and Sam immediately provided water for these animals. This is a Non-Compliance with regulation 313.2(e)	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M9366+P9 366+V9366	McDonald Meats Inc.	IDF261 210401 7N-1	10/17/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>"HATS Category VIII Effective Stunning" At approximately 0845 hours, the SPHV and CSI were performing a Humane Handling task, Effective Stunning. While in the stun box, the plant employee attempted to stun a steer with a Captive Bolt, on the first attempt the steer moved its head right when the employee tried to stun the animal. The steer was grazed by the captive bolt on the left side of the head and vocalized. The employee immediately reloaded the captive bolt and made a second attempt that stunned the steer. SPHV spoke with slaughter floor employee to examine head to ensure nothing more than graze occurred. CSI notified plant owner of the non-compliance. The establishment does have and monitor its own Humane Handling Program. This is a direct violation and noncompliant of 9CFR313.15(a)(1)</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M562	JBS Green Bay, Inc.	QSM23 111144 01N-1	10/30/2019	04C02	Livestock Humane Handling	313.15(b)(1) (iii), 313.2	<p>At approximately 3:20pm on October 30th, 2019, while performing HATS category VIII, Stunning Effectiveness, (b)(6) observed the following noncompliance with HATS category VII, Slips/Falls. (b)(6) observed a cow balking at the entrance to the restrainer. The employee in the area used the air prod with minimal response from the cow. The employee used a hand-held electric prod with minimal response from the cow. Another employee continued to attempt to move the cow with the air prod while a different hand-held electric prod was located and used. The animal responded to the electric prod by jumping down the ramp and into the restrainer. The belly belt was running forward at the time the animal hit the belt. The employee operating the restrainer at the time did not or was not able to stop the belt which resulted in the cow being dropped out of the restrainer and onto the discharge belt (approx. 1.5 ft). The discharge belt was also running and she was dropped again onto the ground (approx. 2.5 ft). The animal stumbled as she hit the ground but regained her footing and was able to walk out of the restrainer area. The animal did not appear to have any external injuries. (b)(6) took a verbal regulatory control action by stopping slaughter production and notified (b)(6) of the incident and forthcoming non-compliance. (b)(6) provided immediate corrective actions to (b)(6) and slaughter production was allowed to resume.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M562	JBS Green Bay, Inc.	QSM17 101102 13N-1	11/11/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>On November 11, 2019, at 2:20 pm while performing HATS Category VIII - Stunning Effectiveness, (b)(6) observed an establishment employee (knocker) using the pre-loaded handheld captive bolt stunning device to attempt to stun a steer. The steer was still conscious after the first stunning attempt. The steer moved its head away from the knocker, shook its head and looked back at the knockers. The knocker immediately took the pre-loaded back up handheld captive bolt stunning device and successfully stunned the steer, resulting in unconsciousness. (b)(6) alerted (b)(6) (b)(6) (b)(6) took a regulatory control action and tagged the restrainer with U.S. Reject tag # B-45157744 and verbally informed (b)(6) of the non-compliance. (b)(6) also verbally requested (b)(6) to confirm two knock holes. After the establishment gave verbal corrective actions and preventative measures to (b)(6) and (b)(6), (b)(6) released the restrainer and the establishment resumed production.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M15896+P 15896	Abbyland Pork Pack, Inc.	TUN070 811371 4N-1	11/12/2019	04C02	Livestock Humane Handling	313.30(a)(1)	<p>HATS category VIII "Stunning Effectiveness"</p> <p>On November 12th, 2019, at approximately 1535 hours, while performing a Livestock humane handling verification task I observed the following non-compliance with 313.30(a)(1). The establishment was in the process of unloading a trailer that contained boar swine. The establishment barn supervisor instructed another establishment personnel to get the portable electric stunner to euthanize 3 boars on the trailer. When the establishment employee placed the stunning equipment on one of the animals and engaged the electrical switch, the animal's muscles tightened, and body went stiff. When doing so the establishment employee slipped on the floor of the trailer, falling away from the animal resulting in the stunning device coming off the animal. The boar remained conscious. I verified this by the animal being alert with controlled body movements, including avoidance with the head and trying to move his body away, and vocalizing. A different establishment employee immediately checked the portable stunner to verify correct voltage and gave a signal that it was working properly and to perform a second stunning attempt. One of the establishment employees sprayed the animal with a water hose and the establishment employee that performed the first stunning attempt performed a second stun. The second stun was successful, and the animal was rendered unconscious. After the second stun was performed, I delivered a verbal regulatory control action and advised both the barn supervisor and an establishment employee that the first stun was unsuccessful, and that the animal was conscious. The plant manager, Mr. Pat Reis, was called out to the barn. Upon arriving, I explained the situation and informed him that a Non-compliance Record (NR) would be issued. After explaining the situation, Mr. Pat Reis, the plant manager,</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							explained that it was due to the extent of the cold weather and the floor of the trailer becoming slick with ice. He informed me that a bucket of rock salt will be available for the establishment employees to apply to the floor of the trailers if or when there is a concern about the conditions to prevent slips and falls for the animals and employees. No reject tags were used as a verbal regulatory control action was used. I verbally informed both the plant manager and the barn supervisor that slaughter could resume.	
M21528	Florida Beef Inc.	MMJ06 101001 07N-1	10/07/2019	04C02	Livestock Humane Handling	313.2	At approximately 1030 hours while I was performing the Livestock Humane Handling task I observed the following noncompliance. I observed 14 cows in pan #4 with no access to water. I notified (b)(6) of the noncompliance. The plant was afforded an opportunity to provided water to the livestock.	CLOSED
M20608+P 20608	The Pork Company	KVC491 210562 1N-1	10/21/2019	04C02	Livestock Humane Handling	313.1, 313.15(a)(2), 313.16(a)(2), 313.2	At approximately 1220, I was leaving The Pork Company when I heard excessive vocalizing from pigs and the noise of the bb's in the paddles from a truck that was backed up to the dock and was being unloaded. I stepped around to the side of the trailer to better observe what was going on. It was then that I observed the right hind leg of two different pigs fall through a gap between the trailer and the ramp. I further observed that the foot plates were not evenly spread across the opening. I immediately informed the driver in the trailer to stop unloading pigs. It was then that I realized those were the last two pigs on the truck. The pigs sustained no visible cuts, abrasions or immediate bruising.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M20608+P 20608	The Pork Company	KVC320 611532 0N-1	11/19/2019	04C02	Livestock Humane Handling	313.1, 313.2	<p>At approximately 12:30pm the following noncompliance was observed: I went to the barn to perform ante-mortem inspection and there was a truck unloading. The pen cards were not yet ready so I decided to verify humane handling by watching the truck unload. The pigs coming off the truck were very skittish. They vocalized a lot when the paddle was rattled near them and several of them kept stopping on the offloading ramp not wanting to enter the barn. (b)(6)</p> <p>(b)(6) was standing next to the ramp and would occasionally use the paddle on the pigs stopped on the ramp to move them along. The pigs were being unloaded from the top level of the truck and walking down the stairs to the ramp. On two different occasions I witnessed pigs turn around on the ramp and try to go back to the truck. This caused a problem because there were pigs coming down the stairs of the truck to the ramp. The pigs were basically gridlocked as they wouldn't move backwards and couldn't move forward. There was no communication to the driver to stop bringing pigs to the ramp or to bring less pigs at a time. The driver was walking the pigs as far as the top of the stairs and would then turn around to bring more pigs. Also the sorting boards were not being used. The barn manager used the paddle to try to get the turned pigs to walk backwards and turn around but they wouldn't. They just vocalized and kept moving into each other. After more coaxing with the paddle, the barn manager was able to get the turned pigs to move backwards and off the ramp. This was the first occasion. The second time this happened the barn manager could not get the pigs turned so the lead barn employee came and got on the ramp with his paddle and was able to get the pigs turned and moving. By this time the pen cards were ready so I went to perform ante-mortem inspection. When I finished I went back to watch the rest of the truck unload. When I got to the</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							<p>ramp the pigs were in a gridlock for the third time and vocalizing. There were 4-5 pigs at the bottom of the stairs trying to get onto the ramp and 3 pigs turned on the ramp trying to get back onto the truck. One of the turned pigs climbed on another turned pig knocking it down. The barn manager continued rattling the paddle trying to get the turned pigs to back up with no success. To prevent pigs from getting injured I stepped in and told the manager to get a sorting board and to use it with the paddle to put in front of the turned pigs and back them off the ramp. (b)(6)</p> <p>(b)(6), then came to see what was going on and he grabbed a sorting board and paddle and went on the ramp to try to get the pigs off. He was able to back the turned pigs up, get them turned around, and moved off the ramp. The pig that had been knocked down got up, turned around, and walked off the ramp with no issue. It had no injuries and no abrasions on it from being knocked down. The barn supervisor then told the driver to bring no more than 5 pigs at a time and he was given the sorting board to use to move the pigs down the ramp. At this point there were only 5 pigs left on the truck and they were unloaded without incident. I informed the barn manager that the plant would be receiving a noncompliance for this situation. The plant's failure to ensure pigs are handled humanely while unloading and to minimize direction reversal of driven animals has led to noncompliance with 9 CFR 313.1(d) and 313.2(a).</p>	

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M21595+P 21595	Mayar's Halal Meat Processing	KPD371 510040 8N-1	10/08/2019	04C02	Livestock Humane Handling	313.1	<p>HATS VII: SLIPS/FALLS On October 7, 2019 at approximately 4:24pm I, (b)(6) observed the following non-compliance while performing an ante mortem inspection. There were two young cattle in the outside wood panel alleyway leading to the inside holding room prior to the knock box. Due to restricted movement of the animals and restricted visibility in the alleyway I requested for the establishment to move animals back to the more spacious and open area to perform my Ante-mortem inspection properly. An employee holding a rattle paddle rattling the paddle than proceeded to move the steers out of the alleyway. One of the steers backed out of the alleyway on its own when it was approached. The other ambulatory steer in the alleyway appeared to have a limp on its right hind leg, as the steer took a step back it immediately slipped and fell all the way down to its abdomen. From what I could see, the slip was caused by the slippery conditions of wet manure on the floor and the smooth flooring in the alleyway. The alleyway has no grooving or traction to provide good footing to the animals. The steer got back up on its own and the employee again attempted to carefully move back the steer. The steer slipped again, this time its front legs gave out and the steer fell face first on its chest and neck. At that point I notified the employees to stop attempting to move the steer back and notified them of a non-compliance. Establishment at that point decided to cancel their attempt to slaughter as they were cutting their operation time close and safely moved the steer forward and out through building. This documentation serves as written notification that failure to comply with regulatory requirement(s) could result in additional regulatory or administrative action.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M21747	Flowers Slaughter House	GNJ371 211010 7N-1	11/07/2019	04C02	Livestock Humane Handling	313.2	<p>This morning at approximately 8:00 am, while observing HAT category II (unloading truck), during a Humane Handling Verification visit by (b)(6), the following non compliance occurred. (b)(6) observed 1 animal fall onto the ramp at the barn while attempting to exit trailer. The fall was caused by the trailer being approximately 10-12 inches higher than the ramp. As Supervisor Bowden was approaching the ramp to halt further unloading, the animal immediately behind the animal that fell, slipped as it was exiting the trailer without the torso of the animal touching the ramp. Further unloading was immediately halted, regulatory control action was taken and US Reject tag #B37562175 was applied to the ramp. Animals were not injured during fall or slip. Mr. Tim Boswell (Plant Manager) was notified of the noncompliance and of the failure to meet regulatory requirements 313.1 and 313.2.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M21898+V 21898	Farmers Union Industries, LLC	OXG42 101238 13N-1	12/13/2019	04C02	Livestock Humane Handling	313.2	<p>HATS Category II – Truck Unloading At approximately 0815 on December 13, 2019, I, (b)(6), was observing a trailer of hogs being unloaded. I noticed a hog in the trailer that was not able to rise to walk and was left in the trailer after unloading the first group of hogs. I watched as the truck driver opened the gate to unload the second group of hogs. As the driver started unloading this group of hogs the downed hog was halfway behind the opened gate. When this group of hogs was finished the hog was completely out from behind the gate. The driver then proceeded to unload the third group of hogs. During unloading of the third group I observed two hogs driven over the down hog. I saw the hogs walk over the down hogs but could not see the reaction from the down hog. The down hog did not make any vocalizations while it was walked over. I then verbally informed (b)(6) that unloading of hogs was halted until corrective actions/preventive measures could be provided. The down hog was humanely euthanized and removed from the trailer. After corrective actions/preventive measures were provided I allowed unloading of hogs to resume. I informed (b)(6) that I would be issuing a non-compliance. This is a violation of 9 CFR 313.2(d)</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M27236+V 27236	Sunnyside Meats, Inc.	YOA241 512243 1N-1	12/31/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.2(f)	<p>HATS Category VIII – Stunning Effectiveness On 31 December 2019 at approximately 0930 hours while conducting routine slaughter inspection duties I, (b)(6) observed an ineffective attempted stun on a lamb. I heard the firing of the hand-held captive bolt (HHCB) device and observed the stun operator walk over to retrieve another cartridge for the HHCB device. I looked inside the corral and observed nineteen (19) lambs standing, alert and conscious. There was one lamb facing the corner of the pen, away from me, which was standing and had it's head slightly lowered. I did not observe any bleeding from any of the animals, nor was there any vocalization. The stun operator confirmed that none of the animals were unconscious lying on the ground. The stun operator reloaded the HHCB device and applied a second stun attempt to the animal standing in the corner of the pen with it's head slightly lowered. The animal dropped to the ground and was rendered immediately insensible. The animal never vocalized or moved before the second stun attempt. I examined the dressed head and verified two penetrating stun holes. The stun operator confirmed that the animal moved its' head prior to the first stun attempt. I took regulatory control action (RCA) and stopped slaughter operations. I spoke to (b)(6) and explained the situation. I talked to (b)(6), who confirmed that we would suspend production due to the ineffective stun. I applied reject tag # B35873865 on the stun box. I explained to the kill floor personnel that they could finish out the carcasses for inspection and cooling but could not continue to stun for slaughter. There have not been any associated noncompliance records issued within the past 90 days for the same root cause. RCA was removed at approximately 11:30 after an investigation by Denver District officials who determined that an NR would be issued.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M20917	Behrmann Meat & Processing, Inc.	HVB261 011391 3N-1	11/13/2019	04C02	Livestock Humane Handling	313.2	<p>On November 13th, 2019, at approximately 8:40 a.m. while performing HATS Category II Truck Unloading, (b)(6) observed a livestock producer unloading a trailer of beef cattle. A broken wooden handle with a sharp pointed edge was being used to prod and drive the animals off the livestock trailer. (b)(6) notified kill floor foreman Brandon Book of the noncompliance. Brandon took immediate action and informed the producer that he could not use the sharp pointed edge to drive the animals off the trailer. (b)(6) (b)(6) was also later notified of the noncompliance with 9 CFR 313.2(c).</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M21938+P 21938	EcoFriendly Foods	FYA101 510130 9N-1	10/09/2019	04C02	Livestock Humane Handling	313.16(a)(1)	<p>On October 9, 2019 at approximately 8:15 am while performing a humane handling evaluation the following non-compliance occurred: During the stunning of a roaster swine and monitoring HATS Category VIII: Stunning Effectiveness, (b)(6) was standing on the kill floor when the plant employee attempted a stun with a revolver and .22-gauge bullet. The gun had a muffled sound when it fired. The roaster swine remained standing and became slightly head shy but otherwise demonstrated no signs of being hit with the bullet, agitation, or pain. There was no vocalization, no excitability with increased movement, and no sign of blood coming from the face or nose. The roaster swine moved to another corner of the knock box and stood still. The plant employee opted to reload the revolver and re-stun with an additional .22-gauge bullet which successfully rendered the animal unconscious. A U.S. Reject tag # A1714426 was immediately placed on the knock box by (b)(6) until the head of the roaster swine was skinned out to visualize if the first bullet made contact. After skinning the head, two bullet holes were found on the skull with both penetrating although one was much smaller than the other. This is a non-compliance with 313.16(a)(1). After determining the non-compliance, the U.S. Reject tag was removed by IPP. Plant management was notified both verbally and in writing of this non-compliance.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M32158+P 32158+V32 158	The Royal Butcher LLC	BXF360 911231 3N-1	11/13/2019	04C02	Livestock Humane Handling	313.2	<p>HATS Category III At approximately 0750 hours on 11/13/19 while performing a routine humane handling task the following non-compliance was observed: During ante-mortem inspection of 3 bovine I observed that the water provided to the animal was frozen to solid ice. The bovine did not have access to water in the holding pen. This is a non-compliance with 313.2(e). I verbally notified (b)(6) of the non-compliance. (b)(6) implemented corrective action by providing the bovine with a new bucket full of water. (b)(6) and (b)(6) were notified both verbally and in writing with this non-compliance record.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M34114	E. R. Boliantz Co. Inc.	DVU33 071242 12N-1	12/12/2019	04C02	Livestock Humane Handling	313.2	<p>At approximately 6:05 a.m. on Wednesday, December 11, 2019, (b)(6) was performing ante-mortem inspection, as well as verifying HATS Category IV, in the barn at M34114, E.R. Boliantz Inc., when the following issue of noncompliance was observed. (b)(6)</p> <p>(b)(6) looked in the alleyway leading up to the knock box and observed two plant employees driving a red steer toward the knock box. Upon closer examination, (b)(6) saw there was a black steer in front of the red steer that was being actively driven. One plant employee stated their intention to use the red steer to push the black steer in to the knock box, since the black steer was reluctant to go into the knock box on its own. The plant employees were using their hands to smack the animal on its back, making vocal noises, as well as twisting its tail in attempt to move it forward. Once the black steer went into the knock box, the red steer also went into the knock box with its head lowered and in between the hindlegs of the black steer. As the red steer pushed forward into the knock box, it lost its footing, continued to slide forward underneath the black steer where it went down and became trapped and pinned underneath the black steer. A plant employee was instructed by James Harris, plant manager, to tap the red steer on the nose with a sorting stick in attempt to get the red steer to back up, which was unsuccessful. As the plant employees were trying to figure out how to get the red steer out from under the black steer, the red steer continued to have an increased difficulty breathing, as well as began vocalizing. Several minutes had passed since the red steer had become entrapped before the decision was made by the plant to stun both animals in the knock box, in which both animals were rendered unconscious on the first stunning attempt using a hand-held captive bolt gun. A moment later, (b)(6) took a regulatory control action by</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							rejecting the knock box (No. B29703671) and told plant manager James Harris that she would be contacting her supervisors regarding this incident. On her way back to the USDA office, Bob Boliantz, owner, asked (b)(6) what had happened. (b)(6) described the incident to Bob Boliantz. The entrapment of an animal and not implementing immediate corrective actions is noncompliant with 9 CFR 313.2(a) which states "Driving of livestock from the holding pens to the stunning area shall be done with a minimum of excitement and discomfort to the animals." (b)(6) (b)(6) verified no other similar humane handling noncompliance records have been documented recently.	

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M34181	Hemingway Locker Plant, LLC	ZEO440 710211 1N-1	10/11/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>HATS Category VIII: Stunning Effectiveness; 313.15(a). On 8 October, 2019 (b)(6) observed a miss-stun of a market hog at Hemingway Refrigeration and Locker, Establishment 34181 in Hemingway, SC. The miss-stun took place at 11:15 AM. The stunning operator using a captive bolt gun injured the hog in the head and the animal fell to the floor. The animal was observed to be breathing rhythmically and exhibited a blinking of the eye. There was no vocalization and no thrashing activity. The (b)(6) immediately procured the second loaded captive bolt gun and administered an effective stunning blow to the head. Subsequently, the animal began thrashing and an absence of breathing was noted. At this point the animal was unconscious and remained so throughout the hoisting, sticking and shackling procedures. Upon examination of the head there was a wound centered between the eyes and a second wound two inches above this point which was the effective blow. The Plant Owner was informed of the incident and told of the requirement for a Non Compliance Record. The plant manager and the stunning operator were shown the animal's head once it was on the rail and the proper stunning position was discussed in the presence of (b)(6). As part of the corrective measures, the plant owner will conduct a training session with the slaughter floor workers. Inspection personnel will be present for this training as well.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M34360+P 34360	House of Halal Meat, Inc	VUA020 812313 1N-1	12/31/2019	04C02	Livestock Humane Handling	313.1, 313.2	On Tuesday, December 31, 2019, I (b)(6) observed the following non-compliance while performing a routine humane handling task. The time of the observation was approximately 08:10 a.m. * Approximately 15 beef cows locked in a muddy pen without any evident of feed. * Approximately 150 goats locked up in an adjacent pen also without feed. The regulations require the owner of federally inspected animals to be humanely cared for by providing adequate food and water with proper sheltering. Post mortem inspection of these animals reveals that the animals are not being properly cared for by the large numbers of goats that have emaciated torsos and other pathologies such as pneumonia. Future violations could result in stronger administrative or disciplinary measures.	OPEN
M31578	Trenton Processing Center, Inc.	LKK330 911450 8N-1	11/08/2019	04C02	Livestock Humane Handling	313.1, 313.2	ON 11-8-19 At 9:00 A.M., while performing HATS task "Handling during ant mortem inspection", (b)(6) and (b)(6) observed that pigs in pen 2 appeared to be overcrowded. Upon closer inspection, it was observed that three pigs could not access water due to stocking density and one water trough was empty.this is in non compliance with 313.2"Handling of livestock" Additionally, it was noted that the lowest metal bar on the front panel gate was broken at the welds, creating an unnecessary opening that may cause an animal to become entrapped or injured.313.1" "Livestock pens, driveways and ramps" (b)(6) was notified. An establishment employee took immediate action and moved animals to the alleyway and filled the empty water trough. Establishment owner (Gary Schwend) was also notified of the noncompliance.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M39942+P 39942+V39 942	Farview Farms Meat Company	FPG020 912221 8N-1	12/18/2019	04C02	Livestock Humane Handling	313.1, 313.2	<p>On December 18, 2019 I performed an ante-mortem task at Farview Farms Meat Company and found the following non-compliances: In the livestock pens there was mud and feces all over the floors and I observed the cattle slipping and falling on the floors there was also snow and ice on the walkway into the kill floor from the pens. In the Humane Handling directive 6900.2 it states in Category VII – “Observations for Slips and Falls”: Establishments are to provide adequate footing in their livestock facilities (9CFR313.1(b)). In Category IV – “Handling During Ante-Mortem Inspection”: Pens, floors, and driveways, including entrances and exits, are to be maintained in good repair (9 CFR 313.1). I also observed that there was no water provided to the livestock in the pens. In the Humane Handling directive 6900.2 it states in Category III – “Water and Feed Availability”: 9 CFR 313.2 (e) that water is to be accessible to livestock at all times in holding pens, and that feed is to be accessible after livestock have been held longer then 24 hours. In the establishments Humane Handling program it states that " pens will be supplied with water", "pens are washed down daily" and "alleyways will be clear of ice, holes or debris." These are all non-compliances with 9CFR313 because the establishment failed to comply with FSIS directive 6900.2 and their written Humane Handling program. I informed Drew Forster, establishment owner, of the non-compliances and he had an establishment employee get water for the livestock and put ice melt on the walkway into the kill floor.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M39894+P 39894+V39 894	Al Anam Farms LLC	JLH071 011021 8N-1	11/18/2019	04C02	Livestock Humane Handling	313.2	<p>On 11/18/19, at approximately 0801 hours, I (b)(6) observed 3 Boer goats (2 animals approximately weighing 30-40 lbs. and 1 animal weighing approximately 80-100 lbs.) being walking into the slaughter chute/knock box. I reviewed the slaughter chute/knock box again at approximately 0824 hours. The entrance gate to the slaughter chute/knock box was closed. The same 3 goats observed at approximately 0801 hours remained in the chute/knock box. No access to water was observed for the 3 goats. I took regulatory control action (RCA) and applied U.S. Rejected #B42073282 to the slaughter chute/knock box. I notified (b)(6) (b)(6) of the noncompliance at approximately 0825 hours. I notified Mr. Yahya Stanikzai, Plant Manager/HACCP Coordinator, of the noncompliance at approximately 0828 hours. Mr. Stanikzai instructed a plant employee to release the goats from the slaughter chute/knock box. A plant employee released the goats and relocated them to a pen with access to water. The RCA was relinquished at approximately 0832 hours. The findings of these observations were regulatory noncompliance with 9 CFR 313.2(e) for failing to provide animals located in a holding pen access to water. Failure to comply with regulatory requirement(s) may result in additional regulatory or administrative actions as described in 9 CFR 500.4.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M39968+P 39968	Donald's Meat Processing, LLC	PIF5412 110626 N-1	11/26/2019	04C02	Livestock Humane Handling	313.16(a)(1)	At approximately 08:35am while performing the observe and review portion of a Humane Handling task, I was watching the stunning of a steer on the kill floor when I observed the following Non-Compliance; (b)(6) (b)(6) took his first shot that did not render the animal unconscious, it remained standing. but did not appear overtly stressed or excited, (b)(6) (b)(6) immediately lined up and took a second shot that was effective. After the head was removed we skinned back the forehead and noticed the first shot was too high and to the left. This a Non-Compliance under 9 CFR 313.16(a)(1) I notified (b)(6) of the Non-Compliance verbally immediately and management with this Non-Compliance Report. No tags were applied.	CLOSED
M40169	Salazar Natural Meats, Inc.	NHK19 131033 24N-1	10/24/2019	04C02	Livestock Humane Handling	313.2	HATS Category III Water and Feed Availability On Thursday, October 24, 2019 at approximately 8:00 AM, while performing a routine Livestock Humane handling task, I, (b)(6) observed the following noncompliance in the establishment holding pen: Six USDA pigs in the half circle holding pen with no access to water. The water in the container was frozen over the top. The establishment owner, Lucas Salazar, was notified of the noncompliance and was asked to supply water to the animals. I observed the establishment owner, Lucas Salazar, remove ice from container and filled the container with water. No USDA Reject tag was applied due to the immediate effective corrective actions. There have not been any associated noncompliance records of the same root cause issued within the past 90 days.	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M40463+V 40463	Alaska Interior Meats, LLC	NZS491 712090 4N-1	12/04/2019	04C02	Livestock Humane Handling	313.16(a)(1)	<p>HATS Category VIII Stunning Effectiveness On December 4, 2019 at approximately 1035 hours while verifying HATS Category VIII Stunning Effectiveness on the slaughter floor, I, (b)(6), and (b)(6) observed an ineffective stun. A sow was being restrained in the large metal stun box. I observed the stun operator apply a first stun attempt with a firearm. After the first stun attempt, the sow remained standing in the stun box; actively moving her body around and vocalizing. As soon as the sow had calmed, the stun operator immediately applied an effective second stun with the firearm. Chris Miller, plant manager, was present. I verbally informed Mr. Miller that I would be issuing a non-compliance record. During post-mortem examination, I verified that two stun holes had penetrated the skull. (b)(6) being present, determined the ineffective stun to be non-egregious due to the immediate effective second stun. The Denver District Office was notified. The establishment is not currently operating under a robust humane handling systematic approach. There have been no non-compliance records for the same root cause issued within the past 90 days.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M44779	Spencer County Butcher Block	VMV51 181019 22N-1	10/22/2019	04C02	Livestock Humane Handling	313.16(a)(1)	<p>HATS category VIII: stunning effectiveness The (b)(6) made the following observations while performing the Humane Handling Activities Tracking System (HATS) task at Spencer County Butcher Block (M44779) Taylorsville, KY: At approximately 1420 hrs. EDT an approximately 2 yr. old black and whiteface bull was placed into the knock box in preparation for stunning via gunshot. Due to the bull moving freely about the knock box, plant personnel did not fire the rifle until approximately 1430 hrs. EDT. Following this attempt the bull was observed standing (conscious righting reflex) and looking about (conscious eye tracking). Plant personnel made an immediate second attempt to stun the bull via gunshot; the second shot did render the animal insensible. An examination of the skull revealed two distinct holes in the skull. Establishment co-owner Mitchell Warren was made aware of the above observations and the forthcoming non-compliance record.</p>	OPEN
M44801+P 44801	Halal Transaction of USA, LLC.	XJW521 111390 4N-1	11/04/2019	04C02	Livestock Humane Handling	313.1	<p>On 11/4/19 around 8:45 am a Humane Handling (HATS) task was performed by (b)(6) and (b)(6). The following was observed: 1) in the # 3 animal holding pen where at the time cattle are being held the wood feeding box is broken; 2) at the #4 holding pen the back gate metal fencing is loose with the sharp protruding wire This is the south gate to this pen 3) the outside fencing of the alleyway leading to the slaughter floor has sharp protruding wires. These issues were shown to the establishment manager Yosul Salaiman. He was told that it is regulatory requirement to keep holding pens in a good repair, free from sharp objects that could injure animals.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M44824+V 44824	Western Meat Processing, Inc.	XTB501 412021 1N-1	12/10/2019	04C02	Livestock Humane Handling	313.1	<p>On 12/10/19 at approximately 1315 hours I, (b)(6) while in the holding pen area performing my HATS task observed the gate to pen 3 was half open with the sliding latch protruding out of the gate which poses a sharp edged hazard. There were six cows inside the pen and one Holstein cow wandering in the alley way between the pens and the chute to the knock box. The cow in the alley way had a laceration on the underside of her left jaw. I waited for 8-10 minutes for an establishment employee to return to the area when he then guided the cow from the alley way to the chute and closed the open gate to pen 3. At that time an incident occurred in the loading pen area which I attended to before proceeding to the establishment retail area where I notified (b)(6), of my observations and the forthcoming noncompliance. The above cited observations represent a noncompliance with 9 CFR 313.1 as well as the steps outlined in your humane handling program to keep all gates closed when animals are present. Failure to comply with regulatory requirements in 9 CFR could result in additional regulatory or administrative actions.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M44824+V 44824	Western Meat Processing, Inc.	XTB351 212011 8N-1	12/18/2019	04C02	Livestock Humane Handling	313.1	<p>On 12/18/19 at approximately 1030 hours I, (b)(6) while in the holding pen area performing my HATS task observed the gate to pen 7 was half open with the sliding latch protruding out of the gate which poses a sharp edged hazard. There were approximately 12 cows inside pen 7 and 8, the gate between pens 7 and 8 was open. The gate to the table area was open as well which is open to the rest of the property and also had the sliding latch exposed. There were no establishment employees present in the immediate area to ensure the cows did not escape. I immediately notified (b)(6), (b)(6), and showed her my findings as well as notified her of the forthcoming noncompliance. This noncompliance will be linked with XTB5014120211N The above cited observations represent a noncompliance with 9 CFR 313.1 as well as the steps outlined in your humane handling program to keep all gates closed when animals are present. Failure to comply with regulatory requirements in 9 CFR could result in additional regulatory or administrative actions.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M44910+P 44910+V44 910	Abattoir Associates Inc.	JCH081 412161 8N-1	12/18/2019	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII - Stunning Effectiveness On 18, December 2019, at approximately 1450 hours at Establishment 44910, the Slaughter inspector and CSI observed the following Noncompliance. The Establishment moved a market hog into the stun box for stunning with a hand-held captive bolt. The market swine was standing freely in the stun box. The stunning attempt hit the head as evidenced by both the swine's sudden movement away from the stunner, vocalization, and a spot high on the crown of the head where the captive bolt hit, and the market swine remained standing. The stunner took immediate corrective action by re-loading the captive bolt and delivering a second stun, which rendered the market swine insensible. Mr. John Young, Plant Owner, was notified of the Noncompliance and the Establishment's failure to adhere to the regulatory requirements of 9 CFR 313.15(a)(1).	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M44932+P 44932+V44 932	BelCampo Butchery	THC211 410121 6N-1	10/16/2019	04C02	Livestock Humane Handling	313.15(a)(1)	HATS VIII: Stunning Effectiveness: At approximately 11:40, on 10/15/19, while performing the humane handling task of knocking and remaining unconscious, an ineffective stun was performed on animal #PB871. The animal was bright eyed and began to vocalize after the first knock. The second knock followed immediately and accomplished complete unconsciousness. The first knock penetrated the skull dead center and approximately 2 inches above the eye line. The successful knock was just about exactly an inch lower. Three guns were available within reach and the second knock happened basically immediately. This is a non compliance according to 9CFR 313.15(a)(1). Through review of records there are no associated non compliances.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M44932+P 44932+V44 932	BelCampo Butchery	THC511 412310 4N-1	12/04/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>HATS Category VIII – Stunning Effectiveness On Wednesday 12/04/2019 at approximately 1015 hours, I, CSI D. Vredenburg observed the following noncompliance. A BelCampo steer, number 195, immediately attempted to lay down in the stun box when its head was restrained. Numerous attempts were made to allow the steer to stay on its feet while in the head restraint, however the steer repeatedly and immediately laid down in a position making it difficult for the animal to breathe. (b)(6), and (b)(6) decided it would be in the best interest of the animal and the facility to stun this particular steer without the head restraint. Following the establishment's Robust System SOP, (b)(4) (b)(4) (b)(4) (b)(4) (b)(6) (b)(4) (b)(4) I observed the steer tilt its head to look at (b)(6) at the same time (b)(6) applied the first stun attempt. The steer remained standing, bellowed and immediately dropped its head to the front left corner of the stun box. (b)(6) immediately retrieved the backup HHCB device and applied an effective second stun, which rendered the animal unconscious. The gate to the stun box was lifted, and a security stun was applied. The steer was then pithed and hoisted to stick and bleed. I placed US Rejected tag number B45025117 on the stun box and contacted the Denver District Office via supervisory channels. I observed three penetrating stun holes in the skull of the dressed head. This noncompliance record is associated with noncompliance record number THC2114101216N / 1 from October 19, 2019.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M44985	Bowman's Butcher Shop, LLC	ZOP151 310242 3N-1	10/23/2019	04C02	Livestock Humane Handling	313.16(a)(1)	<p>At approximately 0845 hours, on October 23, 2019 while verifying compliance with Humane Handling animal treatment category VIII, stunning effectiveness, the following noncompliance was observed. (b)(6) observed an establishment employee attempting to discharge a firearm into the center of the forehead of a lamb within the knocking area. The first shot did not immediately render the animal unconscious. The establishment employee immediately fired a second shot that was effective in rendering the animal unconscious. The knocking Area was rejected with tag no. (B14 092305) Until Corrective action was taken to assure better measures were put in place for stunning the animals. Miss Alice Schott, plant owner, was immediately informed of the noncompliance and the failure to meet the regulatory requirements of 9 CFR 313.16 (a) (1). I also informed Miss Alice Schott that I would need sufficient immediate preventative measures to ensure that the incident would not occur again. We observed the rest of the lambs being slaughtered to ensure regulatory compliance and no further incidences occurred. Miss Alice Schott, plant owner, was verbally notified and through this noncompliance report of the establishments failure to meet the regulatory requirements of 9 CFR Section 313.16 (a) (1) and that continued failure to meet the regulatory requirements could result in additional regulatory or administrative action as described in 9 CFR 500.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M1061	Happy Valley Processing Inc.	JYP151 012331 7N-1	12/17/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(3)	<p>On 12-17-19 at approximately 1000 hours (b) (b)(6) and (b)(6) were performing a humane handling evaluation of Happy Valley Processing (M1061) in Dearing, GA. During operations the following incident was observed.</p> <p>(b)(6) attempted to render a pig unconscious using a captive bolt, however after the first shot the pig vocalized and remained standing and fully conscious. The back-up 22 caliber long rifle was ready and immediately used to render the animal unconscious. After the animals were stuck and bled, operations were ceased while the incident was reviewed. This observation was in violation of CFR 9 313.15 (a)(1) and CFR 9 313.15(a)(3) which states that "Immediately after the stunning blow is delivered the animals shall be in a state of complete unconsciousness and remain in such condition throughout". The current robust and systematic plan at Happy Valley Processing indicates that all animals will be "rendered unconscious on the first blow". The skinned skull was examined after the slaughter and two holes were found. On further examination, it appears the captive bolt discharged slightly off center on the skull. After the incident was reviewed and because the establishment immediately followed their back-up procedures; the operations were released.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M45321	Upper Iowa Beef LLC	BYF561 112551 2N-1	12/12/2019	04C02	Livestock Humane Handling	313.2	HATS Category III: Water and Feed Availability (9 CFR 313.2) At approximately 1140 hours while verifying that fog/condensation issues were being controlled in the ante mortem pens, I observed 3 head of beef locked in the alleyway and 3 head of beef locked in the round tub without access to water. No establishment employees were in the antemortem area and had gone to lunch break. I notified (b)(6) in the slaughter room who directed an establishment employee to release the cattle to an area with water access. I notified (b)(6) of the noncompliance and pending NC report.	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M45321	Upper Iowa Beef LLC	BYF311 712163 1N-1	12/31/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(2), 313.2	<p>HATS Category VIII Stunning effectiveness: At approximately 0935, a beef heifer escaped from the knocking/stunning box through the head restraint. I observed the heifer loose on the slaughter floor after excitement from establishment employees caught my attention; I observed it run along the west wall of the slaughter floor behind the trimmer stands. The heifer knocked into and over equipment throughout the slaughter floor, chasing employees and contaminating hanging carcasses for approximately 10 minutes. An employee attempted to cover the heifers head with a blue smock which caused the animal to run into and break the split saw sterilizer, spilling hot water over the heifers back, she then sprinted away. After approximately 10 minutes more passed the establishment was able to use a handheld captive bolt and administer it to the heifers head near the 2nd legger stand. The heifer initially dropped to the floor but being conscious then raised its head holding it off the floor until a 2nd handheld captive bolt stun was administered rendering the heifer unconscious. I informed (b)(6) of the establishment's failure to comply with 9CFR313.2(a), 9CFR313.15 and 9CFR313.15(a)(1). I additionally informed (b)(6) that I would be documenting this with a Noncompliance Record. I rejected the knock/stunning box with reject tag # B-45414506. (b)(6) and (b)(6) gave verbal corrective actions sufficient to remove the reject tag on the knock/stunning box.</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M46910+P 46910+V46 910	B & R Meat Processing	XXC391 310310 4N-1	10/04/2019	04C02	Livestock Humane Handling	313.16(a)(1)	<p>Non-compliant citation for violation of 9 CFR 313.16(a)(1) & (3) stunning effectiveness (HATS task VIII). On Oct. 4, 2019, at B&R Meat Processing, establishment M46910, at approximately 1150 hours, I, (b)(6) observed a stunning failure on a beef steer presented for slaughter. This steer was confined in the knock box and the first stun attempt with a .410 Cal. Shotgun (using slugs) failed. The steer was still standing and alert after the first shot but was not vocalizing or moving about in the knock box. The employee immediately reloaded the rifle, and successfully performed the stun procedure. I visually inspected the prone carcass after the second stun attempt for any signs of consciousness; none were observed. This steer was now laying on its side in a convulsive seizure; it was not breathing and its eyes were fixed in a blank stare. I continued to monitor this steer for any signs of conscious during the stick procedure and bleed-out. I informed Mr. Scott Ridenoure, President & Plant Manager, of the stun failure and that a noncompliance record would be documented for the failed stun. A post-mortem inspection of the steer's head indicated the first shot was off target (less than ¾" low). A regulatory control of the stun process was not taken for this event because the immediate corrective measure (the second stun attempt) was determined to be effective. This document serves as notification that continued failure to comply with regulatory requirements could result in further administrative actions.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M45401+V 45401	Triple C Meats	LZE081 012093 1N-1	12/31/2019	04C02	Livestock Humane Handling	313.2	<p>On 12/30/2019, at approximately 10:15am, while performing HATS Category III water and feed availability, (b)(6) and (b)(6) observed two market hogs in pen 4. During animal observations, (b)(6) noticed one of the pigs repeatedly go to the water nipple for a drink. Closer inspection of the water nipple by (b)(6) determined that the water nipple did not release water when the valve stem was depressed. (b)(6) was then notified of the noncompliance with water accessibility. (b)(6) took immediate action and provided a 5-gallon bucket of water for the animals to drink out of. One pig was observed to immediately drink from the bucket of water that was provided. (b)(6) attempted to secure the bucket with a piece of baling twine, but (b)(6) later observed the two pigs knock the bucket over. The establishment then moved one pig to the knockbox and (b)(6) refilled and secured the bucket of water for the last remaining pig. Establishment owner Jason Martin was also later notified of noncompliance with water availability/accessibility 9 CFR 313.2 (e).</p>	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M45422+V 45422	Messina Meats	BEJ591 811292 ON-1	11/20/2019	04C02	Livestock Humane Handling	313.1	On Wednesday November 20, 2019, while performing a Humane Handling Verification task in the livestock pens, the following non compliance was observed: At approximately 1:00 pm at pen number 1, there were observed 8 hogs being prepared for presentation to USDA personnel for ante mortem inspection. Upon further inspection of the pen it was noted that there were sharp edges on the gate fencing outer surfaces. Also noted was that the bottom portion had protruding pieces of fencing possibly leading to injuries or pain to livestock in the pen. The gate showed areas where additional fencing had been placed, that there were protruding wires on the corner as well as on the bottom of the pens. USDA Retain Tag number B42 004034 was applied to the pen. All livestock which were in the pen were relocated to a different pen. Nunzio Femino, Plant Manager, was notified of the establishments failure to comply with 9 CFR 313.1(a) which states: Livestock pens, driveways and ramps shall be maintained in good repair. They shall be free from sharp or protruding objects which may, in the opinion of the inspector, cause injury or pain to the animals.	OPEN


EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M46434+P 46434+V46 434	Wahoo Locker LLC	PXQ331 512123 ON-1	12/30/2019	04C02	Livestock Humane Handling	313.16(a)(1)	HATS Category VIII—Stunning Effectiveness On 12/30/19, at approximately 0805 hours, while observing slaughter operations and verifying stunning effectiveness, (b)(6) and I, (b)(6) observed a humane handling noncompliance on the fourth beef presented for slaughter that day. The establishment utilizes a firearm (shotgun) as their primary stunning device. The first stun attempt was heard from a safe location. Following the first stun attempt, I observed the animal remained standing and was moving its head from side to side. No vocalization was heard. The stun operator immediately had the firearm ready and was aiming for a second stun attempt. After hearing the second stun from a safe location, I observed the animal rendered effectively unconscious.” I verified that there were two penetrating stun holes in the skull. The establishment management, Mr. Josh Schommer and Mr. Charlie Emswiler, were verbally notified that a humane handling noncompliance record would be documented for this incident and that the establishment is not to stun any other animal. I consulted with (b)(6) and the establishment was allowed to resume slaughter operations.	CLOSED
M45585+P 45585+V45 585	Butcher Block & Smokehouse, Inc.	DTK090 610392 3N-1	10/23/2019	04C02	Livestock Humane Handling	313.15(a)(1)	While verifying HATS task category VIII-stunning effectiveness of cattle at Est. 45585 on 10/21/19 at approximately 9:55 am I observed the following noncompliance. After the first captive bolt stunning attempt made as a poll shot to a steer the animal sat down, then stood back up and remained conscious. The plant employee immediately grabbed the second loaded captive bolt and the second attempt, as a forehead shot, was successful at rendering the animal unconscious. This is a noncompliance with 9CFR 313.15(a)(1). (b)(6) was notified of the noncompliance.	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M45585+P 45585+V45 585	Butcher Block & Smokehouse, Inc.	DTK171 212150 3N-1	12/03/2019	04C02	Livestock Humane Handling	313.15(a)(1)	While verifying HATS task category VIII-stunning effectiveness of cattle at Est. 45585 on 12/02/19 at approximately 8:25 am I observed the following noncompliance. The first attempt with the captive bolt was made as a forehead shot on a young heifer. The attempt was unsuccessful, and the animal remained standing. The plant employee immediately grabbed the second loaded captive bolt and the second attempt, as a forehead shot, was successful at rendering the animal unconscious. This is a noncompliance with 9CFR 313.15(a)(1). (b)(6) was notified of the noncompliance.	OPEN
M48121	Haines Farming and Meat Processing LLC	LZJ2412 100024 N-1	10/24/2019	04C02	Livestock Humane Handling	313.15(a)(1)	Stunning effectiveness On October 24th at approximately 11:45 (b)(6) attempted to stun a market hog in the stun box with a captive bolt gun. As (b)(6) pressed the trigger the animal moved it's head quickly and I heard a snap of the captive bolt gun firing and then heard the animal squeal. I looked in the stun box and observed the animal standing and noticed a small hole that was bleeding above it's right eye. (b)(6) immediately reset the captive bolt gun and administered a successful stun and rendered the animal unconscious. This is a noncompliant with 9 CFR 313.15(a)(1).	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M48121	Haines Farming and Meat Processing LLC	LZJ3406 112815 N-1	11/14/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>On today, November 14, 2019, at 0850 hours I, (b)(6), was observing stunning effectiveness, and observed the egregious mis-stunning of a large goat with long horns in the stun box. The goat was restrained with a harness within the stun box and Mr Haines, Establishment owner, attempted to stun the goat with a hand held captive bolt. The bolt hit the goat, but it remained standing and alert. The stunner made a second attempt with the hand held captive bolt. The second attempt hit the goat's head, but it remained standing and alert. The stunner then made a third stunning attempt with the captive bolt and adjusted the angle of the bolt more toward the back of the head. This was effective in producing unconsciousness throughout during the shackling and sticking process. Upon post mortem, I observed the two distinct holes in the skull. One was between the base of the horns and did not penetrate beyond the frontal sinus. The second hole was larger from stunning in the same location twice, and a little rostral to the initial hole. The larger hole also led into the frontal sinus, however, I was able to palpate into that hole and felt where the bolt had continued through into the cranium and made contact with the brain. I instructed Establishment management and employees to halt further slaughter operations. (b)(6) tagged the stun chute, with U.S. Rejected tag #B42002800, to stop the slaughter process. Upon consultation with the District Office, this incident was deemed a Noncompliance. The tag was removed from the stun chute. I informed Establishment management that this is noncompliant with 9 CFR 313.15(a)(1).</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M46877+P 46877	Seven Hills Abattoir	NOA12 081014 18N-1	10/17/2019	04C02	Livestock Humane Handling	313.1	<p>On October 17, 2019 while performing the review and observation component of HATS Category 4: Handling Antemortem within the humane handling task, (b)(6) along with (b)(6) observed a broken glass window directly along the chute leading to the knock box. The glass window was broken outward with several large sharp pieces of glass still present in the window. Small glass fragments from the window were observed inside along the chute holding the animals. (b)(6) placed a US Rejected tag (B30899800) on the chute leading to the knock box to halt the movement of more animals into the chute. Establishment manager, Dalton Mosser, was immediately notified of the non-compliance and the halting of animal movement until the sharp glass no longer posed a risk to the animals. According to Mr. Mosser, the window was broken last week when one beef mounted another in the chute leading to the knock box and broke it. Mr. Mosser indicated the establishment had not fixed it since they thought other beef couldn't reach it. (b)(6) discussed with Mr. Mosser the likelihood of contact if a beef mounted another today. The plant took immediate action by removing the remaining beef from the alleyway, pulling out all of the fragments of glass, and covering the open window with a piece of cardboard. Additionally, they covered the window adjacent to prevent another broken window incident. There was no evidence that the beef present in the alleyway were harmed by the sharp glass. The plant plans on replacing the glass panes with plexiglass instead. Once the window was brought back into compliance, (b)(6) removed the tag and operations resumed. This is a non-compliance with 9 CFR 313.1 which requires facilities to be constructed and maintained in good repair and free from sharp or protruding objects which may cause injury or pain to the animals. (b)(6)</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
							(b)(6) verbally informed the plant manager, Dalton Mosser, and plant owner, Ryan Ford, of this non-compliance. Plant management was notified both verbally and in writing of this non-compliance.	
M45729+P 45729+V45 729	Westcliffe Meats	UGM04 141046 24N-1	10/24/2019	04C02	Livestock Humane Handling	313.1	HATS-Category III-Water and Feed Availability On October 24, 2019, at 1150 hours, while performing livestock humane handling, there were 15 lambs in pen 1 and 15 lambs in pen 2. These lambs were dropped off on October 23, 2019, because the owner wanted to bring them early due to weather forecasting snow. I found 2 pigs in pen 4 with no water. According to Ms. Detweiler (plant manager) they were dropped off around 0930 am on October 24, 2019. Ms. Detweiler stated she gave them water, and I replied that they need to have access to water always per regulation 313.2 (e). The pigs were in no distress upon my viewing. These pigs will be slaughtered on October 25, 2019. I contacted Mr. Miller (plant owner) to let him know that there was no available water for the 2 pigs in pen 4. Mr. Miller stated that there was water earlier, and I stated to Mr. Miller that animals need to have access to water per 9 CFR 313.2 (e). Mr. Miller immediately placed water in pen 4. Mr. Miller stated he would be inserting the drip poles back in the pens. Mr. Miller and Ms. Detweiler are aware, that I have documented this noncompliance.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M45729+P 45729+V45 729	Westcliffe Meats	UGM29 091213 05N-1	12/05/2019	04C02	Livestock Humane Handling	313.2	HATS-Category III-Water and Feed Availability On December 5, 2019, at 0730 hours, I  went to observe two pigs in pen 4 that were unloaded on December 4, 2019. I found the pigs laying down and did not find them to be in distress; however, there was no access to water. I immediately went to look for Mr. Miller, but he was not available. I talked to Ms. Detweiler (plant manager) and stated that the pigs had no access to water. I stated to Ms. Detweiler, that I will be documenting a noncompliance. I observed an employee taking water and feed to the 2 pigs in pen 4 immediately after speaking with Ms. Detweiler. This noncompliance will be associated with the previous noncompliance #UMG0414104624N written on October 24, 2019 for the same incidence. The establishment corrective actions have been ineffective in preventing repeated noncompliances. The establishment failure to comply with regulation 9 CFR 313.2(e).	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M157+P158+V157	Sailer's Food Market and Meat Processing, Inc.	MKU3217110129N-1	11/27/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>On 11/27/19 at 0823 hours, I, (b)(6), was performing a Humane Handling Category VIII (Stunning Effectiveness) Task. An establishment employee attempted a head stun with a hand held captive bolt device on a beef in the restrainer by discharging the captive bolt device in the forehead area of the steer. After the captive bolt device was discharged, it appeared to have no effect on the animal, as the steer remained standing and fully conscious. The animal did vocalize briefly during this time but did not appear agitated. The animal did not appear to have blood on it's head or a bloody nose. The establishment employee immediately applied an effective stun, using the same hand held captive bolt device, reloaded, rendering the animal unconscious. The establishment employee administered a security stun with the same hand held captive bolt device, reloaded, to the forehead of the steer after the effective stun. (b)(6) also observed the non-compliance. This is a noncompliance with 9 CFR 313.15(a)(1). I informed Establishment Owner Jake Sailer of the noncompliance and issuance of the noncompliance record. After (b)(6) provided verbal corrective actions and preventive measures, slaughter activities were resumed.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M34554+P 34554	Wilson Farm Meats, Inc.	ORQ18 091035 16N-1	10/16/2019	04C02	Livestock Humane Handling	313.15(a)(1)	<p>On 10/16/19, at approximately 0720 hours, I, (b)(6), was performing a Humane Handling Category VIII (Stunning Effectiveness) Task. An establishment employee attempted a head stun on a beef steer in the restrainer by discharging the hand held captive bolt on the forehead area of the beef steer. After the hand held captive bolt was discharged, it appeared to break the skin of the forehead on the steer and did not appear to penetrate the skull. The steer remained conscious, standing calmly and did not vocalize. I did observe blood on the forehead of the steer due to the breaking of skin. The establishment employee immediately switched to another captive bolt device as a back-up and attempted to apply an effective stun, at which point the back up captive bolt appeared to be inoperable or jammed. The back-up captive bolt did not make any sounds or engage in any way. At this point the original captive bolt gun was reloaded and the animal was effectively stunned rendering the steer unconscious. I immediately tagged the knock box with US Reject Tag NO. B-45270377 and notified my immediate supervisor and DVMS for further guidance. (b)(6) was present for the ineffective stun and offered the immediate corrective actions of a different employee stunning the rest of the animals for the day as well as implementing employee training and more frequent captive bolt maintenance logs. I then removed the reject tag and slaughter operations resumed. This is a noncompliance with 9 CFR 313.15(a)(1). I informed Establishment Manager, Bob Schmaling, of the noncompliance and issuance of the noncompliance record.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M48210	Summit Meat Processing	SLG081 011130 4N-1	11/04/2019	04C02	Livestock Humane Handling	313.2	Monday, November 4th, 2019 at approximately 1045 hours while performing ante-mortem inspection, the following non-compliance was observed. Two hogs presented for federal slaughter, were observed in Summit Meat's holding pen facilities and the animals had no access to water. (b)(6), (b)(6) and (b)(6) were notified of this occurrence and was made aware that a non-compliance record would be generated.	CLOSED
M45948	Ida-Beef LLC	AKL171 610252 8N-1	10/28/2019	04C02	Livestock Humane Handling	313.2	HATS III: Water Availability On 10/28/19 at approximately 0625. While performing Ante Mortem Inspection. I, CSI Chavez observed that the two water tubs in pen #4 were empty. Pen #4 contained eight cows and one non-ambulatory cow without access to water. I notified Plant Manager Tom Smidt and (b)(6) Dillon. A Plant employee moved the cattle to an empty pen with access to water and stunned the non-ambulatory in the pen. I, (b)(6) informed Plant Manager Tom Smidt that I would be documenting this as a regulatory noncompliance. This is a noncompliance with 9CFR 313.2(e). I find no similar noncompliance after reviewing the last 90 days of noncompliance records at this establishment.	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M45948	Ida-Beef LLC	AKL001 512001 7N-1	12/17/2019	04C02	Livestock Humane Handling	313.2	<p>HATS III: Water Availability On 12/17/19 at approximately 0652. While performing Ante Mortem Inspection. I, (b)(6) observed that the blue water tub in pen #5 and 6 was frozen. Pen #5 contained 22 dairy cows without access to water. I notified Plant Manager Tom Smidt and (b)(6). (b)(6) notified (b)(6) that the blue water tub in pen #5 was frozen. (b)(6) observed (b)(6) take immediate corrective action by going out to pen # 5 and break the ice from the blue water tub. I, (b)(6) informed Plant Manager Tom Smidt that I would be documenting this as a regulatory noncompliance. This is a noncompliance with 9CFR 313.2(e). A 90-day records review was conducted and this noncompliance report is being associated to NR # AKL1716102528N dated 10/28/19 for similar root causes.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M27268A+ V27268A	Maui Cattle Company, LLC	QUA56 131228 24N-1	12/24/2019	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(b)(1) (iii)	<p>HATS Category VIII - Stunning Effectiveness On 12/24/2019 at approximately 0715 hours, I (b)(6) directly observed (b)(6) attempt to stun a heifer with a hand-held captive bolt (HHCB) device. The initial stun was ineffective as the animal remained standing, eyes were tracking, and the animal exhibited rhythmic breathing. There were no signs of distress or vocalization. (b)(6) immediately retrieved the backup .22 caliber rifle to apply a second stunning attempt. The second stun was effective, and the animal remained unconscious throughout exsanguination. Upon review of the dressed head, I observed two stun holes had penetrated the skull. Because the animal was not rendered immediately unconscious with the HHCB device, this is non-compliant with 9 CFR 313.15(a)(1). I spoke with (b)(6) regarding the non-compliance and discussed that the chute design allows free movement of the animal. This is a likely factor for the cause of the missed stunning attempt and is non-compliant with 9 CFR 313.15(b)(iii). We discussed that he is looking into designs to limit the free movement of the animals, and for the time being will utilize the firearm for all stunning attempts. Following my discussion with (b)(6) (b)(6) I discussed this missed stunning attempt with (b)(6) and we concurred that this situation did not rise to the level of being considered egregious. The establishment was allowed to continue operations un-interrupted. This is the establishments first humane handling non-compliance.</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2020-127

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M46185+P 46185	Detweiler Meats	WPP18 131237 31N-1	12/31/2019	04C02	Livestock Humane Handling	313.16(a)(1)	HATS Category VIII - Stunning Effectiveness On December 31, 2019, at 09:23 hours, while performing the Humane Handling Task, I observed an incident at Detweiler Meats in which a single attempt with a rifle delivered to a heifer did not produce immediate unconsciousness. The animal vocalized and remained standing after the first attempt and alert. A second stun was delivered as soon as possible and effectively rendered the animal unconscious. The stunning area was immediately Rejected using U.S. Retain Tag B19992524 and the (b)(6) (b)(6) was notified of the noncompliance.	CLOSED
M46240	Light Hill Meats	MKE39 081257 30N-1	12/30/2019	04C02	Livestock Humane Handling	313.2	Humane Handling Activities Tracking System (HATS) Category III - Water and Feed availability On the morning of December 30th, 2019, while performing a Humane Handling Inspection task, FSIS observed the water barrels to be empty in the pens holding 2 Bulls and 17 goat and sheep. This is in violation of 9 CFR 313.2(e) which states in part that animals shall have access to water in all holding pens. (b)(6) was notified verbally and in writing concerning the issuance of this NR.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M46292	KB Quality Meats	ASX262 012080 2N-1	12/02/2019	04C02	Livestock Humane Handling	313.2	Category III – Water and Feed Availability On the morning of 12/2/2019, after performing pre-operational inspection on the kill floor, I went to look at the animals present for slaughter. At approximately 0740 two animals were in an outside pen. I did not see any provided water so I asked (b)(6) about this. He showed me a five gallon bucket placed against the fence, but not inside the pen with the two cattle. In order to reach the water, an animal would have to carefully maneuver it's head through the bars of the fence without knocking over the bucket. I informed (b)(6) that I would be writing a noncompliance for lack of water availability. At that point he offered to place the bucket inside the pen, which I agreed was an acceptable solution. Before leaving the area, (b)(6) moved the bucket into the pen with the animals, thereby providing them reasonable access to water.	CLOSED
M46339+P 46339+V46 339	Tejas Premium Meats, LLC	AEO381 112383 0N-1	12/30/2019	04C02	Livestock Humane Handling	313.1	HATS Category: Observation for Slips & Falls On 12/30/19 at approximately 06:17, while performing Livestock Humane Handling task, the following noncompliance was observed. As I was observing plant employees driving cattle from pen #3, I noticed 1 out of the 25 head of cattle had slipped and fell. I seen the right fore shank and chest (brisket area) of the cow make contact with the floor. The floor of the pen was found to be clean and dry. The employees were calm and didn't make any excessive noises to cause extra excitement to the cattle. I notified (b)(6) (b)(6) and Allen Gilbert (Plant Manager) about my findings and explained to them that a noncompliance record would be warranted. This less than ideal situation has been brought up in previous meetings and documented on MOI's (AEO3009124403G & AEO2717052501G)	OPEN

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M51559	J & J Hazen Meats	SJN251 410231 8N-1	10/18/2019	04C02	Livestock Humane Handling	313.16(a)(1)	At approximately 10:15 AM on 10/18/2019, while performing humane handling verification task for HATS Task Category VIII- stunning effectiveness, I observed the following non-compliance: the last animal of the day was a large sheep. It was brought into the knock box and I exited the slaughter room while the animal was stunned with a .22 magnum rifle. Immediately after I heard the first gunshot, I entered the room and witnessed the animal upright with blood dripping from its nostrils. The animal did not appear agitated. I proceeded to verify consciousness. I observed that the animal was still chewing, and a menace response was present. The establishment employee quickly reloaded the rifle, I stepped out of the room, and the employee stunned the animal again. Upon re-entering the room, I verified that the second shot effectively rendered the animal unconscious. I stepped out for a third time and a third (security) knock was additionally applied. Owner Justin Hill was informed of the forthcoming non-compliance for failure to meet regulation 9 CFR 313.16(a)(1). The knock box was tagged with US Reject Tag B41483258 until verbal corrective actions were provided. The tag was then removed.	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M46547	Gourmet Natural Meats LLC	UAV141 111142 6N-1	11/26/2019	04C02	Livestock Humane Handling	313.1, 313.2	<p>HATS Category II – Truck Unloading HATS Category VII – Slips and Falls At 4:10pm on 11/25/19, while observing the unloading of bob veal calves from a trailer, I, (b)(6), observed the following noncompliance. The trailer door was fully opened in the presence of three establishment employees. One employee entered the trailer, one employee blocked the gap between the trailer and the open pen gate to ensure all veal calves remained in the pen area once unloaded, and the last employee began to lead unloaded veal calves further into the pen area. There were over 50 veal calves in this trailer, and many (approximately a dozen) located near the trailer's open back door began to push toward the opening, occasionally stepping on a recumbent veal calf. As establishment personnel attempted to hold back the veal calves in order to manually unload one at a time, several calves stumbled off the back of the trailer (elevated about 1-1.5 feet from the ground). No full falls were observed, but I observed multiple calves slip both on and immediately off the trailer. I told (b)(6) that the establishment needs to immediately gain control of this situation. More establishment employees were summoned. Once the trailer door was partly closed and more establishment personnel arrived, calves were carried off the trailer, one at a time without further incident. A HACCP trained (b)(6) was promptly verbally informed of the noncompliance. A US Reject tag was not placed as I observed immediate and effective corrective actions. There have been no noncompliance records of the same root cause issued within the last 90 days.</p>	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M46547	Gourmet Natural Meats LLC	UAV141 111142 6N-2	11/26/2019	04C02	Livestock Humane Handling	313.1, 313.15(b)(1) (iii)	HATS Category IV – Ante-mortem Inspection On 11/25/2019 at approximately 4:15pm, I, (b)(6) entered the slaughter floor and observed the presence of two veal calves walking freely through the room (behind the skinning station and around the stunning area). I observed the separator between the pen area and kill floor was open. I immediately informed the establishment of this finding, and an employee responded immediately to gather these two veal calves and return them to the holding pen. I did not observe these two veal calves to sustain any injuries from the multiple hazards present on the slaughter floor. Once all veal calves were secured in the pens, I verbally informed (b)(6) of the noncompliance. A US Reject tag was not placed as I observed immediate and effective corrective actions. There have been no noncompliance records of the same root cause issued within the last 90 days.	CLOSED
M46597	Mid State Meat, LLC	MEL051 011162 1N-1	11/21/2019	04C02	Livestock Humane Handling	313.2	regulation 9cfr 313.2(a)" Driving of livestock from the unloading ramps to the holding pens and from the holding pens to the stunning area shall be done with a minimum of excitement and discomfort to the animals...." On November 20th, 2019, at about 4:30 pm, while performing humane handling verification activities I observed a large sow, approx. 700 lbs., standing in the knock box with a laceration on the left ventral lateral neck area. The sow was bleeding from the neck and the animal was alert, responsive and standing. The sow was stunned with a .223 caliber rifle and rendered unconscious. The sow was then stuck and bled. I took regulatory control action and placed a USDA tag no. B39643306 on stun chute. (b)(6) was verbally notified of the regulatory action and noncompliance. (b)(6)	CLOSED

EstNbr	EstName	NR#	Date	Task	TaskName	Regs	Description	Status
M46597	Mid State Meat, LLC	MEL340 912090 4N-1	12/04/2019	04C02	Livestock Humane Handling	313.2(f)	HATS Category VIII: Stunning Effectiveness; 313.15(a). On Dec. 4, 2019 at 0925 while observing stunning of lambs, establishment manager Mike Everett attempted to stun a lamb with a 22 long rifle. The first shot misfired and failed to render the animal unconscious. The animal was obviously alert and was bleeding from the shot and went to its knees and attempted to walk. The stunner immediately administered an effective second shot and the animal was unconscious and remained so throughout the hoisting, sticking and shackling procedures. After further examination of the head there was 2 holes in the hide and one hole in the skull indicating the first shot was applied but not effective.	CLOSED
M46597	Mid State Meat, LLC	MEL340 912090 4N-2	12/04/2019	04C02	Livestock Humane Handling	313.2(f)	HATS Category VIII: Stunning Effectiveness; 313.15(a). On Dec. 4, 2019 at 1200 while observing stunning of lambs, establishment manager Mike Everett attempted to stun a lamb with a captive bolt. The first shot misfired and failed to render the animal unconscious. The animal was obviously alert and was bleeding from the wound and from its nose and attempted to walk. The stunner immediately administered an effective second knock and the animal was unconscious and remained so throughout the hoisting, sticking and shackling procedures. The same failure to effectively stun an animal as required by 9 CFR 313.15(a) occurred at 0900 today and was documented on MEL3409120904N. The verbally proposed preventive measures of using the captive bolt instead of a rifle was ineffective in preventing the reoccurrence of the noncompliance.	CLOSED